

Regular Meeting of the  
Libertarian National Committee  
March 1-2, 2014  
Alexandria, Virginia

Version 3  
Approved June 26, 2014

**Call to Order**

The regular session of the Libertarian National Committee was called to order at 9:01 AM on March 1, 2014 at the Westin Hotel in Alexandria, Virginia. Present at the table were: David Blau (Secretary), Sam Goldstein (Region 3), Tim Hagan (Treasurer), Mark Hinkle (At Large), Gary Johnson (Region 7), Vicki Kirkland (Region 2), Jim Lark (Region 5S), Scott Lieberman (Region 4 Alt.), Geoff Neale (Chair), Norm Olsen (Region 1), Bill Redpath (At Large), Starchild (At Large), Rich Tomasso (Region 5N), Dianna Visek (Region 6), Dan Wiener (Region 4).

**Credentials Report**

Mr. Blau reported that no changes in credentials were made known to him prior to the meeting. Mr. Neale reported that neither Mr. Cloud nor Mr. Wrights will be at the meeting this weekend. This is the second consecutive meeting that Mr. Wrights has missed. As Mr. Wrights provided notice in advance that he would not attend, Mr. Neale ruled that Mr. Wrights is no longer a member of the LNC.

**Paperwork Check**

Mr. Blau distributed a Secretary's Report. Mr. Olsen distributed a motion regarding Alaska Candidate Support.

**Agenda**

Starting from the Chair's proposed agenda, the following amendments were moved:

Mr. Hinkle moved to discuss filling the Vice Chair vacancy, for five minutes before the Chair's report. There was no objection.

Ms. Visek moved (Mr. Olsen seconded) to delete the agenda item under the Audit Committee report to fill the Audit Committee vacancy. Following debate, there was no objection to leaving the item in the agenda.

Ms. Visek moved to add an item to discuss the duration of the next LNC meeting, for 10 minutes as business without previous notice. There was no objection.

Mr. Goldstein moved (Starchild seconded) to consider the new business with previous notice before the region reports. The motion passed on a show of hands.

Mr. Redpath moved to take up his motion with previous notice regarding Paul Rossi at 3:00 PM due to Mr. Rossi's availability. There was no objection.

Starchild moved (Ms. Vissek seconded) to add an agenda item to hear a report on progress on the convention, for 20 minutes after the Convention Management Committee report. The motion failed on a show of hands.

Mr. Neale asked permission of the body to reposition his motion with previous notice regarding the interim committee chairs to immediately after the Chair's report. There was no objection. Starchild moved to reduce all officer reports to 5 minutes each, and to add 10 minutes after each for discussion thereof. The motion failed on a show of hands.

The agenda as amended was adopted on a voice vote.

The agenda as amended was as follows:

*Opening Ceremony*

*Call to Order*

*9:00AM*

*Opportunity for Public Comment*

*5 Minutes*

*Housekeeping*

*Credentials Report*

*5 Minutes*

*Paperwork Check*

*10 Minutes*

*Adoption of Agenda*

*10 Minutes*

*Report of Potential Conflicts of Interest*

*5 Minutes*

*Officer Reports*

*Filling the Vice Chair vacancy (Hinkle)*

*5 Minutes*

*Chair's Report*

*15 Minutes*

*Motion: Interim Committee Chairs (Neale)*

*5 Minutes*

*Treasurer's Report*

*15 Minutes*

*Secretary's Report*

*15 Minutes*

*Staff Reports*

*30 Minutes*

*Reports of Standing Committees*

*Audit Committee*

*5 Minutes*

*Fill Committee Vacancy*

*5 Minutes*

*Advertising & Publication Review Committee (Wrights)*

*5 Minutes*

*Affiliate Support Committee (Wrights)*

*5 Minutes*

*Ballot Access (Redpath)*

*10 Minutes*

*Lunch Recess & Office Site Visit (Saturday 12 noon)*

<i>Office Acquisition Committee Report (Saturday 2:00 PM)</i>	<i>15 Minutes</i>
<i>Motions: Mortgage (Wiener) &amp; Retirement Fund (Visek)</i>	<i>15 Minutes</i>
<i>Convention Oversight Committee (Goldstein)</i>	<i>5 Minutes</i>
<i>Motion: Delegate Compensation (Neale)</i>	<i>5 Minutes</i>
<i>Convention Management Committee (N. Neale)</i>	<i>15 Minutes</i>
<i>Executive Committee (Neale)</i>	<i>5 Minutes</i>

*Reports of Special Committees*

<i>Membership Level Review Committee (Lark)</i>	<i>5 Minutes</i>
<i>Report of Libertarian State Leadership Alliance</i>	<i>5 Minutes</i>

*Unfinished Business and Items Postponed from Previous Meeting*  
*2014 Goals*

*5 Minutes*

*New Business*

*With Previous Notice*

<i>Motion: Alaska Candidate Support (Olsen) Saturday 4 PM</i>	<i>30 Minutes</i>
<i>Motion: Paul Rossi Expenses (Redpath) Saturday 3 PM</i>	<i>5 Minutes</i>
<i>Motion: Proposed Agenda (Neale)</i>	<i>5 Minutes</i>
<i>Motion: Official Spokesperson (Neale)</i>	<i>5 Minutes</i>
<i>Motion: Cloud Repayment (Starchild)</i>	<i>5 Minutes</i>
<i>Motion: Recording of LNC Meetings (Starchild)</i>	<i>5 Minutes</i>
<i>Motion: Solicit LNC Meeting Space (Starchild)</i>	<i>5 Minutes</i>
<i>Motion: Website Development (Pojunis)</i>	<i>5 Minutes</i>
<i>Motion: News Wire Service (Pojunis)</i>	<i>5 Minutes</i>
<i>Motion: Data Cleansing &amp; Appending (Pojunis)</i>	<i>5 Minutes</i>
<i>Motion: Email Cleansing &amp; Appending (Pojunis)</i>	<i>5 Minutes</i>
<i>Motion: Email Acquisition (Pojunis)</i>	<i>5 Minutes</i>
<i>Motion: Email Guaranteed Open (Pojunis)</i>	<i>5 Minutes</i>
<i>Motion: Social Media and Marketing (Pojunis)</i>	<i>5 Minutes</i>
<i>Motion: Professional Annual Report (Pojunis)</i>	<i>5 Minutes</i>
<i>Motion: New Logo (Pojunis)</i>	<i>5 Minutes</i>
<i>Motion: Bookkeeping Services (Pojunis)</i>	<i>5 Minutes</i>
<i>Motion: Project Administration (Neale)</i>	<i>5 Minutes</i>
<i>Motion: Magazine Advertising (Olsen)</i>	<i>5 Minutes</i>
<i>Discussion: Affiliate Support (Pojunis)</i>	<i>5 Minutes</i>
<i>Discussion: Report Standardization (Pojunis)</i>	<i>5 Minutes</i>
<i>Discussion: Project Based Funding (Pojunis)</i>	<i>5 Minutes</i>
<i>Discussion: Member Communications (Pojunis)</i>	<i>5 Minutes</i>

*Regional Reports (supplements to printed reports)*

<i>Region 1 - AK,AZ,CO,HI,ID,KS,MT,UT,WA,WY (Olsen/Ryan)</i>	<i>5 Minutes</i>
<i>Region 2 - FL,GA,TN (Kirkland/Craig)</i>	<i>5 Minutes</i>
<i>Region 3 - IN,KY,OH,MI (Goldstein)</i>	<i>5 Minutes</i>

<i>Region 4 - AR, CA, NV, NM, NY (Wiener/Pojunis/Lieberman/Capozzi)</i>	<i>10 Minutes</i>
<i>Region 5n - CT, MA, ME, NH, NJ, RI, VT (Tomasso)</i>	<i>5 Minutes</i>
<i>Region 5s - DC, DE, MD, NC, PA, VA, WV (Lark/Spencer)</i>	<i>5 Minutes</i>
<i>Region 6 - IL, IA, MN, MO, NE, ND, SD, WI (Visek/Knebel)</i>	<i>5 Minutes</i>
<i>Region 7 - AL, LA, MS, OK, TX (Johnson/Frankel)</i>	<i>5 Minutes</i>
<i>Without Previous Notice</i>	
<i>Duration of Next LNC Meeting (Visek)</i>	<i>10 Minutes</i>
<i>Counsel's Report (11:00 AM Sunday)</i>	<i>15 Minutes</i>
<i>Closing Ceremony</i>	
<i>Announcements</i>	<i>5 Minutes</i>
<i>Opportunity for Public Comment</i>	<i>5 Minutes</i>

### **Potential Conflicts of Interest**

Mr. Redpath reported that he is now chair of the Libertarian Party of Virginia. Dr. Lark is now vice-chair of the Libertarian Party of Virginia. Through mutual agreement, the LNC and Big L Solutions have terminated their relationship regarding the Double the LP campaign, and any existing conflicts of interest related thereto are removed.

### **Motion on Vice-Chair Vacancy**

Mr. Hinkle moved (Mr. Hagan seconded) to immediately reappoint Mr. Wrights as Vice-Chair of the LNC. Without objection, Mr. Starr spoke to note that, per the Bylaws, the vacancy will not occur until the end of the meeting, but it would be appropriate to move to reappoint him with effectiveness immediately upon the end of the meeting; Mr. Neale reversed his earlier ruling, and Mr. Hinkle amended his motion to have effect at the end of the meeting.

Following debate, a roll call vote was taken on the Hinkle motion.

Those voting aye: Blau, Goldstein, Hagan, Hinkle, Johnson, Kirkland, Lark, Neale, Redpath, Tomasso, Wiener.

Those voting nay: Lieberman, Olsen.

Those abstaining: Starchild, Visek.

The motion passed 11-2-2.

Mr. Pojunis replaced Dr. Lieberman at the table. Mr. Redpath moved (Mr. Hinkle seconded) to reappoint Mr. Wrights to all of his previous committees at the conclusion of the meeting. A roll call vote was taken.

Those voting aye: Blau, Goldstein, Hagan, Hinkle, Johnson, Lark, Neale, Redpath, Tomasso, Wiener.

Those voting nay: Olsen, Pojunis, Starchild.

Those abstaining: Kirkland, Visek.

The motion passed 10-3-2.

### **Chair's Report**

Mr. Neale did not provide a written report, since all of his activities since the last meeting were covered by committees. He will provide his input when those committees report.

Mr. Neale will be launching a Libertarian Angels site shortly. He also will send out a fundraising letter (once approved by the APRC) using the "You Might Be A Libertarian" idea.

### **Motion on Interim Committee Chairs**

Mr. Vohra joined the table, and Mr. Pojunis left the table. Mr. Neale handed the gavel to Mr. Hagan, and moved:

*To add a new subsection to Section 1.03 of the Policy Manual as follows:*

#### *4) Interim Committee Chairs*

*The Chair shall have the authority to appoint an interim chair for all committees which select their own permanent chair. The interim chair shall serve until a permanent chair is chosen by the committee.*

Dr. Lieberman raised a point of order to state that the Bylaws (Article 12, Section 1) require appointment of interim chairs for the platform, bylaws, and credentials committees by the LNC as a whole. Ms. Visek raised a point of order that since LP Bylaws Article 10.2 forbids the officers from even voting on the makeup of the Audit Committee, it would be improper to have the LNC Chair then pick the interim chair of the Audit Committee.

Ms. Visek moved to amend the main motion to clarify that it should pertain only to "non-standing" committees "of the LNC". The Visek amendment was adopted, and a roll call vote was taken on the main motion, which now read:

*To add a new subsection to Section 1.03 of the Policy Manual as follows:*

#### *4) Interim Committee Chairs*

*The Chair shall have the authority to appoint an interim chair for all non-standing committees of the LNC which select their own permanent chair. The interim chair shall serve until a permanent chair is chosen by the committee.*

Mr. Blau noted (with parliamentary assistance from Mr. Starr) that because this motion would create a special rule of order, a vote of either two-thirds of those voting, or a majority of the entire membership of the LNC, was required for passage.

Those voting aye: Blau, Goldstein, Hinkle, Johnson, Kirkland, Lark, Neale, Olsen, Redpath, Tomasso, Wiener.

Those voting nay: Lieberman, Starchild, Visek.

Those abstaining: Hagan.

The motion passed 11-3-1.

Mr. Hagan returned the gavel to Mr. Neale. Mr. Pojunis returned to the table.

### **Treasurer's Report**

Pursuant to past findings of the Audit Committee, Mr. Hagan reported that staff has been working to determine ultimate vendors for filing amended FEC reports in 2011 (7 reports), 2012 (4 reports), and 2013. There are no deadlines for making these amendments. Mr. Hagan fielded other questions from the committee about financial matters.

Dr. Lark thanked Mr. Redpath for donating just under \$100,000 to the party. Dr. Lark was also recognized by the body for his generous contributions.

### **Secretary's Report**

The Secretary's Report is reproduced in the appendices.

### **Staff Reports**

Wes Benedict discussed the staff report reproduced in the appendices and fielded questions from the assembly. Pursuant to a requirement in the Policy Manual Section 3.04.3, which states:

"The Executive Director shall promptly report to the Executive Committee if cumulative revenue as of the end of the month is less than 90% of the accepted budget and submit detailed plans for appropriate expense reductions for the remainder of the budget period."

he proposed several expense reductions, including ballot access for Illinois and Alabama and *LP News* expenses.

### **Audit Committee Report**

Mr. Starr summarized the Audit Committee report reproduced in the appendices.

The committee has prepared draft motions for whistleblower protections and for document retention, and recommends that the motions be reviewed by counsel before a vote is taken. The

2013 audit is now underway, and the committee expects to produce the 2013 report for LNC review before the national convention.

**Filling the Committee Vacancy.** Mr. Neale asked whether we should find someone to fill Mr. Buchman's vacated seat on the Audit Committee.

Following discussion, there were no nominations to fill the vacancy, and Mr. Neale stated that this agenda item has been fulfilled.

In light of the Audit Committee report, Ms. Visek moved:

*Whereas, the Audit Committee found general ledger records stating that UPS and FedEx Kinko's transactions in the amount of \$956.30 were incurred, for Ms. Howell's move, in March and April 2013 (more than one year after she moved);*

*Whereas, Staff later claimed that those expenditures were Party business related, and not for Ms. Howell's personal shipments;*

*Whereas, the Libertarian National Committee ordered Staff to provide to the Audit Committee receipts or statements from UPS and FedEx supporting those incurred expenses;*

*Whereas, once those records were produced, Ms. Howell admitted that the Party had paid for shipping some of her personal items, and repaid \$200 to the Libertarian National Committee; and*

*Whereas, an examination of those records and further inquiry by the Audit Committee revealed that \$144.52 was charged to the Party for shipments to Ms. Howell's residence, including a television set, and \$504.75 was charged to the Party for shipments to LPHQ for which personal items were listed on the manifest, including pots, pictures, glassware, picture, printer, and CD player; now, therefore be it*

*Ordered, that Ms. Howell is obligated to promptly repay the balance of \$449.27 to the Libertarian National Committee; and*

*Ordered, that Robert Kraus and the Audit Committee be notified of this decision so that appropriate adjustments are made to the 2013 financial statements.*

Following debate, a roll call vote was taken on the Visek motion.

Those voting aye: Lark, Pojunis, Starchild, Visek.

Those voting nay: Blau, Goldstein, Hagan, Hinkle, Johnson, Kirkland, Olsen, Tomasso, Vohra, Wiener

Those abstaining: Neale, Redpath.

The motion failed 4-10-2.

## **Advertising & Publication Review Committee Report**

The APRC gave no report. Without objection from the LNC, Mr. Benedict expressed his heartfelt thanks to the APRC members.

## **Affiliate Support Committee Report**

Mr. Tomasso reported that he has been creating outreach fliers in absence of any activity by the Affiliate Support Committee,

Mr. Pojunis moved (Mr. Olsen seconded) to remove all LNC members from the Affiliate Support Committee and then fill those positions by mail ballot.

Following debate, time expired. Mr. Pojunis moved (Mr. Olsen seconded) to extend for two minutes. Mr. Pojunis requested a roll call vote on the motion to extend time.

Those voting aye: Hagan, Johnson, Lark, Olsen, Pojunis, Starchild, Visek, Wiener.

Those voting nay: Blau, Goldstein, Hinkle, Kirkland, Redpath, Tomasso, Vohra.

Those abstaining: Neale.

The motion to extend, needing a two-thirds affirmative vote to pass, failed 8-7-1. The roll call vote on the main motion was as follows:

Those voting aye: Olsen, Pojunis, Starchild, Visek, Wiener.

Those voting nay: Blau, Goldstein, Hagan, Hinkle, Johnson, Lark, Redpath, Tomasso, Vohra.

Those abstaining: Kirkland, Neale.

The motion failed 5-9-2.

## **Ballot Access Report**

Mr. Redpath presented the ballot access report which is included in the appendices and fielded questions from the assembly.

At 12:01 PM, the meeting was adjourned. Members of the LNC and members of the public were transported to 1444 Duke Street in Alexandria for a viewing of the proposed new LPHQ office. After the tour and a break for lunch, the meeting resumed at 2:03 PM.

Discussion of the ballot access report continued after lunch, but the LNC took no action on this subject.



## **Office Acquisition Committee Report**

Robert Kraus and Mr. Neale discussed with the LNC the terms of the pending agreement to purchase 1444 Duke Street. The closing is scheduled for April 25 at 10:00 AM. The mortgage principal amount is expected to be around \$500,000, and the interest rate 4.85%.

Mr. Neale passed around a resolution that Bill Hall would like us to pass at this meeting regarding the potential purchase. Mr. Hinkle moved to amend the agenda to take up the resolution as the first item of business Sunday morning, the delay to allow the LNC to consider it. The motion passed without objection.

## **Wiener and Visek Motions on the Mortgage**

Dr. Lieberman replaced Mr. Pojunis at the table. Mr. Wiener moved (Mr. Hagan seconded):

*To add a new subsection to Section 2.03 of the Policy Manual as follows:*

### *17) Office Mortgage*

*It shall be the goal of the LNC to completely pay off the office mortgage as quickly as possible, and in any case prior to the due date of the 10-year balloon payment. Towards that end the LNC shall budget a minimum of \$60,000 in each odd-numbered year to pay down the principal until the mortgage balance is zero. Fundraising for this specific purpose shall be made a high priority. This provision does not preclude additional fundraising and pre-payments in even numbered years.*

Ms. Visek moved (Starchild seconded) to substitute the following motion, which she distributed to the LNC on a paper entitled "Mortgage Payoff Comparisons":

*To insert a new subsection to Section 2.03 of the Policy Manual as follows:*

### *11) Mortgage Retirement Fund*

*Money shall be raised for the restricted purpose of establishing and replenishing the Mortgage Retirement Fund, a sinking fund with the objective of retiring the mortgage. Mortgage payments shall be disbursed first from the sinking fund in even fully-amortized amounts so as to pay off the mortgage in ten years, thus avoiding a future balloon payment. In the event there are insufficient funds in the sinking fund, payments shall continue to be disbursed at a ten-year fully-amortized rate from general funds, except during those times when the National Committee has specifically declared that a state of financial exigency exists. This section shall not preclude the National Committee from making additional disbursements to accelerate the repayment of the mortgage. The Party's budget and interim financial statements shall include a separate report of the balance and activity of the sinking fund.*

Mr. Neale handed the gavel to Mr. Hagan, and moved (Mr. Olsen seconded) to amend the Visek motion to reallocate \$65,000 from the ballot access budget line item to help pay off the mortgage. Mr. Hagan returned the gavel to Mr. Neale.

Following debate, the Neale amendment failed on a show of hands.

A roll call vote was taken on the Visek motion to substitute.

Those voting aye: Goldstein, Johnson, Lieberman, Starchild, Visek.

Those voting nay: Blau, Hagan, Hinkle, Kirkland, Lark, Neale, Olsen, Redpath, Tomasso, Wiener.

Those abstaining: Vohra.

The motion to substitute failed 5-10-1, leaving the Wiener motion as the main motion.

Starchild moved (Mr. Vohra seconded) to amend the Wiener motion to reallocate half of the budget of the LNC meeting expense line item to pay off the mortgage early. The Starchild amendment failed on a show of hands.

A roll call vote was held on the Wiener motion. For this vote, Mr. Pojunis replaced Dr. Lieberman at the table.

Those voting aye: Blau, Goldstein, Hagan, Johnson, Kirkland, Neale, Pojunis, Starchild, Tomasso, Visek, Vohra, Wiener.

Those voting nay: Hinkle, Lark, Olsen.

Those abstaining: Redpath.

The motion passed 12-3-1. Dr. Lieberman returned to the table, replacing Mr. Wiener.

### **Motion To Repay Expenses of Paul Rossi**

3:00 PM having been reached during the previous agenda item, the orders of the day called for the Redpath motion to be taken up.

Mr. Redpath introduced Mr. Rossi, who was present in the gallery, and explained the background of his motion. The 2012 Pennsylvania ballot access drive was heavily contested by the Republican Party and Mr. Rossi was our lead attorney for this process. The total legal bill for this was about \$20,000, of which the 2012 Gary Johnson campaign paid approximately half. Mr. Redpath's wife made a donation of \$2,500 to Mr. Rossi. With other minor contributions, the remaining debt owed him is \$6,650. The LNC legally may pay up to \$5,000 to offset this debt.

Mr. Redpath moved that the LNC make a \$5,000 payment to Paul Rossi as an in-kind contribution to the 2012 Gary Johnson campaign to help retire the debt owed by the campaign to Mr. Rossi. Following debate, the roll call vote was as follows:

Those voting aye: Blau, Goldstein, Hagan, Hinkle, Johnson, Kirkland, Lark, Lieberman, Neale, Pojunis, Redpath, Starchild, Tomasso, Visek, Vohra.

Those voting nay: Olsen.

The motion passed 15-1.

Dr. Lark moved that the LNC express its appreciation and thanks to Mr. Rossi for his actions on behalf of the Libertarian Party. There was no objection.

Without objection, the meeting recessed at 3:32 PM. The meeting resumed at 3:47 PM, with Mr. Wiener replacing Dr. Lieberman at the table.

### **Convention Oversight Committee Report**

Mr. Goldstein reported that the Convention Oversight Committee has not done anything to date, because the committee has not been asked to do anything by the Convention Management Committee. Ms. Kirkland reported that she has not been receiving communications from the Convention Management Committee.

Mr. Wiener moved (Mr. Redpath seconded) to amend Section 2.03, Subsection 4 of the Policy Manual (Conventions) as follows (underlines and strikethroughs showing changes):

*The Party shall not directly or indirectly compensate or otherwise underwrite or subsidize the convention travel, lodging (excepting room upgrades), entertainment costs or speaker fees/honorariums of any Convention delegates. This policy shall not prohibit the Party from underwriting organized convention events offered to all donors of a particular level. ~~This policy shall not prohibit a delegate from receiving a complimentary meal if the delegate is performing volunteer work specifically related to that meal event.~~ Nor shall it prohibit delegates from receiving complementary meals or access to convention events in rough proportion to their level of volunteer work. All volunteer compensation must be approved by the Convention Oversight Committee, and contemporaneously published when actual compensation is received.*

Ms. Visek moved to amend the motion by striking "(excepting room upgrades)" and inserting a new second sentence which would read:

"This policy shall not prohibit providing complimentary hotel room upgrades to donors who have made lifetime donations in excess of \$25,000 or at least \$5,000 since the last convention, provided that the upgrade is at no cost to the party, is offered on a first-come-first-serve basis to all donors who are eligible, and the national committee is provided with a list of those donors who accepted the offer."

Mr. Neale turned the gavel over to Mr. Hagan.

Following debate, the Visek amendment failed by a vote of 4-6 on a show of hands.

A roll call vote was taken on the main motion.

Those voting aye: Goldstein, Hagan, Johnson, Lark, Neale, Redpath, Tomasso, Wiener.

Those voting nay: Blau, Hinkle, Olsen, Pojunis, Starchild, Visek.

Those abstaining: Kirkland, Vohra.

The motion passed 8-6-2.

Mr. Hagan returned the gavel to Mr. Neale.

### **Olsen Motion Regarding Alaska Candidate Support**

Mr. Olsen moved (Mr. Pojunis seconded):

*For the purpose of supporting the election of two Representatives to the Alaska Legislature at the 2014 general election and the retention of ballot access by Alaska by achieving 3% of the vote in the 2014 gubernatorial election as outlined in the attached request, the following budgetary changes are made:*

- *Budget line 7360-40 (Campaign-Candidate Support) is hereby increased to \$20,000*
- *Budget line 4030-10 (Online Contributions – General) is hereby increased by \$7,500*
- *Budget line 7380-10 (Ballot Access Petitioning Expense) is hereby reduced by \$12,500*

*The Chair shall direct the Executive Director to disburse funds as so budgeted directly to the Alaska affiliate as indicated by the basic intent detailed in the attached campaign plan.*

The campaign plan referred to in the motion is reproduced in the appendices. Debate was centered around clarifying whether there is an alternative means of retaining ballot access in Alaska by achieving a certain number of voter registrations.

The Alaska state Party chair Michael Chambers was called at 4:25 PM. Mr. Chambers fielded numerous questions from the assembly regarding conditions of the races in question, and regarding the accuracy of numbers from the Secretary of State regarding voter registration requirements. The call ended at 4:48 PM.

Following further debate, Mr. Tomasso moved (Mr. Goldstein seconded) to postpone the Olsen motion indefinitely. A roll call vote was taken on the motion to postpone indefinitely.

Those voting aye: Blau, Goldstein, Hagan, Hinkle, Kirkland, Lark, Neale, Olsen, Pojunis, Starchild, Tomasso, Visek, Vohra, Wiener.

Those voting nay: Johnson, Redpath.

The motion to postpone indefinitely passed 14-2.

Ms. Visek moved (Starchild seconded) to suspend the rules for one minute to amend the delegate compensation motion so the first new amended text reads "excepting room upgrades which the

Party received at no cost)". The motion to suspend the rules passed 12-2, and there was no objection to amending the delegate compensation motion as requested.

Starchild moved (Mr. Tomasso seconded) to suspend rules to further amend the delegate motion. The motion failed 5-7.

### **Convention Management Committee Report**

Mr. Neale reported that the committee cannot function without staff. The convention web page is up, and packages and prices are set. Speakers are being lined up; details are not ready for public release.

In response to a question by Ms. Visek, Mr. Neale confirmed that all of the speakers will sign paperwork stating that they will not seek office in the Libertarian Party, per our Policy Manual.

Dr. Lieberman asked whether the banquet is considered a major event for the purposes of speaker statements; Mr. Neale viewed that as a novel question, and did not have an immediate answer.

Starchild would like public distribution of convention data on a website during the convention. Mr. Goldstein moved to appoint Starchild to gather this data, but the motion died for lack of a second.

Ms. Visek also has asked for data about last conventions. Robert Kraus has this information and will distribute it to the entire LNC by putting it on a wiki. Dr. Lark suggested tasking the Convention Oversight Committee with collecting and publishing such data.

### **Executive Committee Report**

Mr. Neale had no report to make, except to say that we get the conference calling system for free and more committees should feel free to use it for their own calls.

### **Membership Level Review Committee Report**

The report of the Membership Level Review Committee is reproduced in the appendices. Mr. Tomasso asked when we will be occupying the new headquarters space (and therefore when the new membership levels come into effect). Mr. Neale had no definitive answer due to the number of variables involved.

### **Libertarian State Leadership Alliance Report**

Alicia Mattson reported that the state chairs' annual meeting is in conjunction with the national convention. There will be training sessions the day before the convention starts; for example, Mark Axinn (NY) and Paul Frankel will be presenting a workshop on running a petition drive. The LSLA is lining up speakers. Anyone with specialty skills who wishes to put on a workshop should contact Ms. Mattson.

## Unfinished Business: 2014 Goals

Dr. Lark moved (Mr. Pojunis seconded) to adopt the goals presented at the December 2013 meeting (see below for details). After discussion, without objection this item was moved to the second item of business Sunday morning [following consideration of the Hall building resolutions] and was allotted 20 minutes.

## Motion Regarding Proposed Agenda

Mr. Neale handed the gavel to Mr. Hagan, and moved to delete Section 1.02.2 of the Policy Manual in its entirety. This section reads as follows:

### ~~"1.02.2 Format of Proposed Agenda~~

~~The proposed agenda shall be in the following format:~~

- ~~● Opening Ceremony
  - ~~○ Call to Order~~
  - ~~○ Opportunity for Public Comment~~~~
- ~~● Housekeeping
  - ~~○ Credentials Report and Paperwork Check~~
  - ~~○ Adoption of Agenda~~
  - ~~○ Report of Potential Conflicts of Interest~~~~
- ~~● Officer Reports
  - ~~○ Chair's Report~~
  - ~~○ Treasurer's Report~~
  - ~~○ Secretary's Report~~~~
- ~~● Staff Reports~~
- ~~● Counsel's Report~~
- ~~● Regional Reports (supplements to printed reports)~~
- ~~● Committee Reports
  - ~~○ Reports of Standing Committees~~
  - ~~○ Reports of Special Committees~~
  - ~~○ Report of Libertarian State Leadership Alliance~~~~
- ~~● Unfinished Business and Items Postponed from Previous Meeting~~
- ~~● New Business
  - ~~○ with Previous Notice~~
  - ~~○ without Previous Notice~~~~
- ~~● Closing Ceremony
  - ~~○ Announcements~~
  - ~~○ Opportunity for Public Comment"~~~~

After discussion, Mr. Neale withdrew his motion without objection by the LNC.

## **Neale Motion Regarding Official Spokesperson**

After informal discussion, Mr. Wiener moved (Mr. Redpath seconded) to amend Section 2.06.1 of the Policy Manual by changing "monthly" to "quarterly", as shown:

The Chair represents and serves as the chief spokesman of the Party as appropriate, including:

- representing the Party to the public, including the business community, media, other political and educational organizations, government agencies, and elected officials;
- planning and directing all investigations and negotiations pertaining to cooperative efforts of the Party with non-libertarian political organizations and the acquisition or sale of major assets;
- maintaining systems of internal and external communication, including providing a ~~monthly~~ quarterly chair's report to all LNC Members.

There was no objection to the motion.

A roll call vote was taken on the substitute motion.

Those voting aye: Blau, Goldstein, Hagan, Hinkle, Johnson, Kirkland, Lark, Neale, Olsen, Pojunis, Redpath, Tomasso, Visek, Vohra, Wiener.

Those voting nay: Starchild.

The motion passed 15-1.

At 6:03 PM, the meeting was adjourned until 9:00 AM on Sunday, March 2.

The meeting reconvened at 9:07 AM on Sunday, March 2, with Dr. Lieberman replacing Mr. Pojunis at the table and with Starchild absent.

Mr. Neale asked to suspend the rules for three purposes: to allow Dr. Lieberman to make an announcement (1 minute), to allow Mr. Frankel to discuss his desire to collect ballot access signatures in Alabama (5 minutes), and to allow Mr. Neale to make a statement on the office acquisition procedure (5 minutes). There was no objection.

Dr. Lark asked the LNC to recognize the Libertarian Party of Northern Virginia for hosting a wonderful party Saturday night. There was no objection.

## **Frankel Petitioning in Alabama**

LNC policy requires that "No agreement involving a financial transaction with a related party shall be executed unless first approved by the LNC. Any such agreement shall be disclosed in a conflict of interest statement."

In light of this policy, Mr. Redpath moved (Mr. Hinkle seconded) to permit Mr. Frankel to collect ballot access signatures in Alabama.

Mr. Goldstein noted that the contract itself does not involve Mr. Frankel, and that Mr. Frankel would be only a subcontractor.

With permission of the body, Mr. Starr stated that Mr. Frankel is a related party because he has influence over the contracting process in the first instance, and that we should ensure that the terms are fair.

After discussion, Mr. Redpath moved (Mr. Hinkle seconded) to substitute a motion to approve the Alabama petition contract for 2014 that ends on June 3, 2014 as disclosed to the LNC, and to approve that contractor's use of Paul Frankel as a subcontractor. The substitute motion passed 14-0 on a show of hands and became the main motion.

The main motion passed without objection.

### **Headquarters Office Acquisition**

Mr. Neale was surprised yesterday to be confronted with the fact that Marijuana Policy Project (MPP) bought a property in Washington, DC. He asked whether anyone on the LNC actually looked at properties that met our criteria. Mr. Tomasso did early in the process, but otherwise no one did. Mr. Neale did so three or four times in some detail, and the MPP property did not show up in any search because it was not zoned as commercial. He also stated that, while Mr. Kraus was liaising with our real estate agents, Mr. Neale was looking over his shoulder.

### **Office Acquisition Resolutions Prepared By Mr. Hall**

Mr. Neale had the opinion that the resolution is unnecessary for us, because our Bylaws grant us the ability to delegate authority for any function so long as doing so does not violate the Bylaws.

The LNC previously delegated the authority regarding an office purchase to the Executive Committee by a vote of 13-3, and the Executive Committee relied substantially on Mr. Hall's expertise.

Mr. Hinkle moved (Mr. Hagan seconded) to formally adopt the resolution prepared by Mr. Hall as reproduced in the appendices. With permission of the body, Mr. Starr asked whether the LNC officers actually intended to list any other party assets as collateral besides the building itself. Mr. Neale replied "yes".

A roll call vote was taken.

Those voting aye: Blau, Goldstein, Hagan, Hinkle, Johnson, Kirkland, Lark, Lieberman, Neale, Redpath, Tomasso, Visek, Vohra, Wiener.

Those abstaining: Olsen.



The motion passed 14-0-1, after which Starchild joined the meeting.

### **2014 Goals**

Dr. Lark moved (Mr. Goldstein seconded) to formally adopt the goals prepared at the December 2013 meeting:

- The LP will have at least 15,000 sustaining members as of Dec. 31, 2014.
- The LNC will purchase an office and move its headquarters into that office by Dec. 31, 2014.
- The LP will hold a national convention that attracts at least 600 delegates.
- The LNC will reevaluate our printed outreach material (especially the pamphlets), and will update that material where appropriate. The LNC will also develop new pamphlets to provide a Libertarian perspective on important topics (e.g., health care, privacy issues (especially government monitoring of communications in the absence of a reasonable, articulated suspicion of criminal activity), and crony capitalism).
- Establish a very simple, objective, universal, and aggregatable success metric for national, state, and local levels.
- The Executive Director and the Political Director will be in contact with each state chair at least once a month.

Mr. Tomasso proposed additional goals:

- To have the "You Might Be" project and the "Libertarian Angels" project running by the end of the year.
- To have 35 states with ballot access and a 10% increase in the number of Libertarian office holders after the 2014 general election.
- To create a policy group for brainstorming position papers and talking points to create policy positions for submission to the APRC for review and publication.
- To create a working group of majority non-LNC membership for studying structural and process weaknesses in the LP and for recommending changes to the LNC.
- To create an LP speaker bureau.

Following discussion of how these goals would happen without assigning "champions" to each, Mr. Neale volunteered to champion the "You Might Be" and "Libertarian Angels" projects. Mr. Olsen volunteered to champion the success metrics. Mr. Vohra volunteered to champion the speaker's bureau.

Given that some of the individual goals now have champions, Dr. Lark withdrew his motion from the body, without objection.

### **Motion Regarding Cloud Repayment**

Starchild moved that the Libertarian National Committee ask Michael Cloud to return \$\_\_\_\_\_ [blank to be filled] to the Libertarian Party general fund because his billings for his services were not fair and equitable. The motion failed for lack of a second.

## **Recording of LNC Meetings**

Starchild moved (Mr. Johnson seconded) to amend Section 3.05, subsection 3 of the Policy Manual as follows (underlines and strikethroughs showing changes):

*The Executive Director shall be responsible for recording all LNC meetings on audio or video medium, providing a copy to the Secretary. With the exception of any sessions that are not open to the public, such ~~Such~~ recordings shall be ~~destroyed promptly after the approval of the minutes made publicly available, and if possible broadcast live online, as soon as possible after each meeting. These recordings shall be kept in a public archive along with meeting minutes at LP.org.~~*

Mr. Johnson asked if this motion would impose any burden on staff. Mr. Kraus stated that this would require us to have a hard line Internet connection, which can cost anywhere between \$600 and \$1200 per meeting and would require us to increase our meeting budget.

Ms. Visek asked whether we had consulted retained counsel regarding the propriety of publicizing our meetings in this way. A prior LNC did so consult, and counsel recommended against doing so.

A roll call vote was taken.

Those voting aye: Johnson, Starchild.

Those voting nay: Blau, Goldstein, Hagan, Hinkle, Lark, Olsen, Redpath, Tomasso, Visek, Wiener.

Those abstaining: Kirkland, Lieberman, Neale, Vohra.

The motion failed 2-10-4.

## **LNC Meeting Space**

Starchild moved (Dr. Lark seconded):

*That the Chair direct staff to:*

*(a) Send an email (written by volunteers from the LNC if the Chair or executive director desires) to our membership list letting LP members know that we are looking for free or low-cost spaces in which to hold LNC meetings in order to keep our overhead low and put as much of the resources they give us as possible directly toward the struggle for freedom, informing them that they could host a future LNC meeting if a suitable space is identified in their area and selected by the LNC, and asking them to contact any of the LNC members whose names and contact information are included in the letter (any LNC member who agrees to be so listed) with any leads they may have.*

*(b) Identify in our database (with the assistance of volunteers from the LNC if the Chair or executive director desires) any small business owners, law firm partners, and others whose*

*profiles suggest they might have access to potential LNC meeting spaces, and provide their names and contact information to any LNC volunteers willing to contact them for the purpose of inquiring about such spaces who agree in writing to keep these members' names and information confidential.*

Following debate, a roll call vote was taken.

Those voting aye: Blau, Hagan, Starchild, Tomasso, Vohra.

Those voting nay: Goldstein, Hinkle, Johnson, Lark, Lieberman, Olsen, Redpath, Visek, Wiener.

Those abstaining: Kirkland, Neale.

The motion failed 5-9-2.

Mr. Wiener moved (Mr. Olsen seconded) to amend the agenda to postpone to later in the agenda all motions that Mr. Pojunis was scheduled to present, since he was running late. There was no objection.

### **Project Administration**

Mr. Neale made a motion (Mr. Hinkle seconded) which after clarification of a clerical error, and amendment without objection, became a motion to delete the first paragraph of Section 2.03.13 (Special Projects and Task Forces), change the title of Section 2.03.13 to "Project Funding", and delete Section 2.09.3 (Project Administration) from the Policy Manual.

#### 2.03.13 ~~Special Projects and Task Forces~~ Project Funding

~~Special projects and task forces may not be used to raise money unless and until the requirements for such projects, as delineated elsewhere in this Policy Manual, have been fulfilled.~~

Projects shall be self funding and shall expend or obligate only money which has been received unless such expenditures or obligations are approved in advance by the LNC.

#### ~~2.09.3 Project Administration~~

~~A detailed proposal specifying the purpose, means, personnel, and objectives proposed for the project must be prepared in writing and approved by the LNC.~~

~~A Project manager shall be selected by the LNC. The Project Manager will be responsible for the development and execution of the project. All Project activities are to be directed by the Project manager, or by a delegated party. Use of the dedicated fund raising list, access to new LNC donor information, or access to available funds shall not be unreasonably withheld.~~

~~A budget for a new project must be included as part of the proposal to be approved by the LNC. Budgets for ongoing projects will be included in the annual budget.~~

~~Projects are to develop a dedicated funding stream, raising funds in a manner that does not substantially erode core fund raising. Use of the complete donor list for direct response mail, bulk e-mailing or telephone fundraising shall require the approval of the LNC.~~

~~Restricted Project Funds shall be charged:~~

- ~~● All direct expenses of fund raising, including:
  - ~~○ dedicated staff time for writing and/or proofreading;~~
  - ~~○ all costs associated with fundraising (LP News ads, printing and postage);~~
  - ~~○ merchant fees, if any;~~
  - ~~○ All other expenses necessary to implement the project~~~~
- ~~● A 10% of the amount of each contribution not to exceed \$10 which shall account for:
  - ~~○ caging and accounting for funds received and expenses paid;~~
  - ~~○ management oversight of caging, expenses and program implementation;~~
  - ~~and~~
  - ~~○ an allocated portion of occupancy and operations cost.~~~~

Following debate, a roll call vote was taken.

Those voting aye: Blau, Goldstein, Hagan, Hinkle, Johnson, Kirkland, Neale, Olsen, Redpath, Starchild, Tomasso, Visek, Vohra, Wiener.

Those voting nay: Lark, Lieberman.

The motion passed 14-2. The Secretary will renumber the subsections of Section 2.09 accordingly.

### **Magazine Advertising**

Mr. Neale handed the gavel to Mr. Hagan. Mr. Olsen moved (Ms. Kirkland seconded) that:

*The amount of \$50,000 is added to the existing approved amounts for budget lines 4320 (Outreach – PR & Marketing) and 4030-10 (On-line Contributions – General) for advertising in political magazines, split roughly evenly between right-leaning and left-leaning publications, with a target of 3-4 1/4-1/3-page ad insertions per publication, with the exact wording and design of the ad and selection of publications left to the discretion of the Executive Director. The purpose of such advertising is to raise awareness of our party and its positions with the right and the left, especially in media venues which frequently publish material critical of our positions.*

Following debate, a roll call vote was taken.

Those voting aye: Kirkland, Olsen.

Those voting nay: Blau, Goldstein, Hagan, Hinkle, Johnson, Lark, Lieberman, Redpath, Starchild, Tomasso, Visek, Vohra, Wiener.

The motion failed 2-13-1.

Mr. Hagan returned the gavel to Mr. Neale.

Mr. Neale reminded the body that the Counsel's Report at 11:00 AM will require an Executive Session with Alicia Dearn to discuss a legal matter, and suggested a break until that time. Without objection, the meeting adjourned. The meeting resumed at 11:01 AM.

### **Counsel's Report**

Without objection, the LNC entered into Executive Session at 11:07 AM to discuss a legal matter. The LNC rose from Executive Session at 12:20 PM, having spoken only with Ms. Dearn without reaching Mr. Sinawski. Without objection, the meeting adjourned for lunch until 12:45 PM. When the meeting resumed at 12:45, Mr. Pojunis was present.

Mr. Goldstein moved (Mr. Redpath seconded) to combine all of Mr. Pojunis' agenda items into one item called "Pojunis Motions" and provide 30 minutes for this item. There was no objection.

### **Pojunis Motions**

Mr. Pojunis made a presentation and then moved (Mr. Olsen seconded):

1. *To add a new item "Website Development & Maintenance - 8191" to the budget, and allocate \$26,000 to it (\$20,000 for initial design and development, and \$500 per month for maintenance).*
2. *To allocate \$6,000 to budget item "Outreach - PR & Marketing Exp - 7320" for hiring a professional newswire service to distribute our material news.*
3. *To add a new item "Data Cleansing & Appending - 8192" to the budget, and allocate \$12,500 to it for cleansing our member database.*
4. *To add a new item "Data Cleansing & Appending - 8192" to the budget, and allocate \$14,000 to it for cleansing our email database.*
5. *To add a new item "Email Marketing - 7321" to the budget, and allocate \$15,000 to it for an email acquisition campaign.*
6. *To add a new item "Email Marketing - 7321" to the budget, and allocate \$6,000 to it for hiring a service provider to guarantee 500,000 emails will be opened.*
7. *To allocate \$14,500 to budget item 7320 for social media marketing.*
8. *To allocate \$14,500 to budget item 7320 to hire an SEO company for one year (\$2,500 up front, \$1,000 per month).*
9. *To add a new item "Branding 7102-10" to the budget, and allocate \$5,500 to it for producing a well-designed annual report to share with our membership and to use for new member solicitation.*

*10. To allocate \$1,000 to budget item 7320 to hire a logo designer for the production of a new national party logo.*

*11. To add a new item "Bookkeeping 8221" to the budget, and allocate \$9,800 to it to hire an outside firm to assist us with maintaining the LP's books and records.*

Mr. Wiener moved (Mr. Hinkle seconded) to divide the questions into separate motions. The motion failed 7-8 on a show of hands.

Mr. Hinkle moved to amend the Pojunis motion to strike references to Quickbooks (i.e., budget) accounting numbers; there was no objection.

Following debate, without objection Mr. Pojunis withdrew his motion from the body to allow more time to develop individual ideas.

### **Affiliate Support Discussion**

The LNC had a general discussion of ways in which we might better support affiliates besides ballot access, but no action was taken on this item.

Mr. Redpath moved (Mr. Goldstein seconded) to suspend the rules to amend the agenda to consider the Counsel's Report, then the regional reports, then the Visek discussion of the next LNC meeting time, then the remaining Pojunis discussion items. The motion passed without objection. The meeting recessed at 1:54 PM. The meeting resumed at 2:10 PM.

### **Counsel's Report (Reprise)**

Mr. Sinawski had nothing to add to his written report, which is reproduced in the appendices, and he fielded specific questions regarding it.

### **Supplements to Region Reports**

Mr. Neale handed the gavel to Mr. Hagan.

Region reports are reproduced in the appendices.

Mr. Olsen summarized his region report.

Ms. Kirkland summarized her region report.

Mr. Goldstein reported that Ohio is poised once again to crush the Republicans in their failed attempts to keep Libertarians off the ballot. Budget for Indiana will be \$65,000 for 2014.

Mr. Wiener invited the LNC to attend the California convention at the end of the month in Visalia, CA. There are two candidates who will be soon filing for Secretary of State and Attorney General. However, none of the California candidates are likely to show up on the November ballot due to "Top Two".

Mr. Pojunis reported that states in the region are moving to a monthly scorecard to measure their financial and operational progress. The Nevada LP hosted the first Clark County Sheriffs' debate which was covered by all major media outlets and earned approximately \$21,000 in earned media time.

Mr. Tomasso summarized his region report. The "Heat for the Homeless" fundraiser in New Jersey raised 30% more than needed to provide heat for those living in a tent city. He recommended that state chairs contact the World Affairs Council to do international outreach.

The LP Womens' Caucus wants to have a meeting at the national convention.

There were no questions about the Region 5N report.

Ms. Visek added that Lex Green (ballot access coordinator) sends his thanks to Mr. Redpath and the Executive Committee for the ballot access funding approved last night.

There were no questions about the Region 6 or Region 7 reports.

Mr. Pojunis moved to suspend the rules to recognize Jason Scheurer of Virginia to speak about social media and outreach for ten minutes. Mr. Blau objected because some LNC members may have to leave. The motion to suspend failed for lack of a second.

### **Pre-Convention LNC Meeting**

Ms. Visek reminded the body that the Chair has requested an LNC meeting on Thursday, June 26, 2014 from 1 PM to 5 PM. Ms. Visek moved (Mr. Redpath seconded) to change the meeting time to instead be from 3 PM to 5 PM.

Starchild moved (Mr. Johnson seconded) to substitute a motion to require the LNC to meet from 9 AM to 5 PM on Wednesday, June 25, 2014. Following debate, the motion to substitute failed on a voice vote.

Mr. Redpath moved (Mr. Hinkle seconded) to amend the motion so that the meeting would begin at 3 PM and continue until it adjourns. There was no objection to adopting the amendment.

The main motion passed without objection.

Mr. Pojunis moved to suspend the rules to recognize Jason Scheurer of Virginia to speak about social media and outreach for ten minutes. There was no objection.

### **Social Media and Outreach Discussion**

Mr. Scheurer stated that the two major parties are stealing our issues and rebranding them as their own in the media, and we are losing voters who think that, for example, Democrats were always for marriage equality. He asked for endorsement from the LNC to act as an unpaid press

secretary, so he can have a mandate to speak on behalf of the party on dozens of radio and television shows. General consensus was that decisions about tasking volunteers would be left to the Chair and the Executive Director.

Mr. Pojunis requested to remove Report Standardization and Project Based Funding from the agenda as having already been addressed. There was no objection.

### **Member Communications Discussion**

Mr. Pojunis asked the LNC for ideas about how we can better communicate with our members for fundraising. Following discussion, no action was taken on this item.

### **Announcements**

Mr. Tomasso discussed Start Mail, which is run by the Start Page group, which provides encrypted emails. It is possible the LNC could use this type of service to send confidential material out by email. Mr. Tomasso has brochures about the service and is available to speak about it.

### **Adjournment**

Following public comment, the meeting adjourned at 3:17 PM.

First draft by David Blau, LNC Secretary

Final draft by Alicia Mattson



# **APPENDICES**

Regular Meeting of the  
Libertarian National Committee  
March 1-2, 2014  
Alexandria, Virginia

**Secretary's Report**

Credentialing

I have receive no changes to the credentials since the December meeting.

Email Ballots

The following email ballots took place since the December meeting:

1. On January 14, 2014, Chairman Neale moved (ballot 2014-01):

*To adopt the December 14-15, 2013 LNC meeting minutes, subject to the Secretary adding Geoff Neale's abstentions which are not currently listed in the roll call votes on the following motions:*

*p. 9 Michael Cloud motion*

*p. 10 first motion regarding Carla Howell*

*p. 11 second motion regarding Carla Howell*

*p. 11 shipping motion*

*p. 12 FEC motion*

*p. 12 Dixon motion*

*p. 12 Purpose of Committees motion*

*p. 14 appeal chair's ruling on the multiple choice motion*

*p. 15 proviso on budget for ballot access expenditures*

Voting aye: Goldstein, Hagan, Kirkland, Lark, Neale, Pojunis, Starchild, Visek, Wiener.

Voting nay: Johnson.

Superseded alternates: Lieberman (aye).

Uncounted: Olsen (late vote, aye), Redpath (late vote, aye).

This motion passed 9 to 1 on January 24, 2014.

Policy Manual

I have made no changes to the Policy Manual since the last version presented to the LNC on August 22, 2013.

Conflicts of Interest

I have received no formal reports of additional conflicts of interest since the December meeting.

## Staff Operational Report

Prior to LNC meeting scheduled for March 1, 2014.

Submitted February 14, 2014, by Wes Benedict, Executive Director

Section 4.01 of the Policy Manual includes:

- *Monthly, provide a Membership Report*
- *Monthly, a Financial Report to the LNC (upon approval by the Treasurer).*
- *Two weeks prior to a scheduled LNC meeting, provide an Operational Report to include input from key staff members and a summary of staff personnel changes.*
- *At the LNC meeting following a general election, make a best effort to provide a summary of all elected Party officeholders.*

Monthly membership reports and financial reports have been submitted to the LNC separately from this report.

### Staff Personnel Changes

Arthur DiBianca, an independent contractor, is helping part-time with publications, data maintenance, wikis, and various other tasks as needed.

### Other items

- A support wiki for affiliates and candidates is in the works.
- Book and T-shirt fundraising offers have performed well and were profitable.
- Recent house fundraising letters have not performed very well. I think we sent too many at the end of 2013. I'm cutting back from shooting for 12 per year, to around 7 per year. Profitability was much higher when I sent fewer a few years ago. We've issued an "Urgent Gram" similar to one that did very well a few years ago that should reach mailboxes soon. The details in it are true. If we don't raise enough soon, we might have to cut ballot access support, lay off staff, or have trouble getting financing for the LP headquarters.
- January profitability should be high, but you might be surprised at how low our general fund bank account is when you get the February end of month financials. I advise caution on spending.
- Preparing for the move is taking significant staff time. Requests for other special projects, tweaks to things, and new ideas continue to roll in. I can focus more on fundraising, or lots of other things instead.

## Political Director Activities Nov 22, 2013 – Feb 13, 2014

Regular activities: Candidate support and recruitment, media interviews, writing blogs and news releases, posting videos and Facebook memes to LP.org (list of publications and media hits follow).

Made contact with the following Libertarian candidates and prospects: Shawn Quinn, MD; Jeremy Walter, SC; Pranav Badhwar, DC; John Daniel, DC; Martin Moulton, DC; Jim McDermott, AK; Dan Foster, VA; James Carr, VA; Ray Netherwood, FL; John Buckley, WV; Adrian Wyllie, FL; Gigi Bowman, NY; Charlie Earl, OH; Tanuja Paruchuri, TX; Rebecca Paddock, TX; Robert Sarvis, VA; Sharon Hansen, IL; Lucas Overby, FL; Arvin Vohra, MD; Andy Horning, IN; Danny Bedwell, MS; Bruce Majors, DC; Scott Somerville VA; Jeff Carson VA; John Daniels DC; Martin Moulton DC; Evan Bernick VA ; Tresa McAlheny, KS; Keen Umbehr, KS; Andy Horning, IN; Larry Pressler, SD (decided not to run as Libertarian); Jim Tomasik, TN; James Buente, TN (decided not to run); Marc Harrold, VA

WIP: Compiling key Libertarian Solutions and talking points for federal candidates:  
Completed so far:

- Researched and compiled federal government financial data in support of federal candidates.
- Also researched, compiled, and wrote up for *LP News* state of New Jersey government financial data to use as an example for how state candidates can prepare their campaigns.

Helping to organize LP participation in ISFLC conference Feb 14-16, 2014

Created and printed new tri-fold generic LP brochure *What if it were possible...*

Worked with coalition to stage The Day We Fight Back posted and promoted at LP.org and other LP media.

Presented *Who's Driving* at Virginia convention and did a session of game with DC candidates.

Set up a 13-series radio show, *Libertarians Working for You* donated to LP by a supporter which features Libertarian candidates. First show aired 2/12/2014 with two candidates: Charlie Earl for Governor in Ohio; Keen Umbehr for Governor in Kansas.

Helped with December and February issues of *LP News*; December and January issues of *Liberty Pledge*

Some progress with updating general candidate support materials (much more to go).

Miscellaneous help with admin, wikis

## Email Transmissions, Pledge News, LP News Sent **22-Nov-13** through **14-Feb-14**

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Blog & Email	Monday Msg	11/25/2013
LP NEWS	V43 Issue VI 2013 Dec LP News	12/1/2013
NewsRelease	Geoff Neale European tour	12/5/2013
Blog & Email	Problems with national committee meeting	12/9/2013
NewsRelease	Latest federal budget deal screams, 'Vote Libertarian'	12/11/2013
Email	Long-sleeve Libertarian T-shirt promotion! (Deadline tomorrow)	12/11/2013
Email	Long-sleeve Libertarian T-shirt promotion! (Deadline tomorrow)	12/18/2013
Email	Poll: Majority of Americans agree with LP foreign policy, and other news...	12/19/2013
Blog & Email	An open letter to 2013 Libertarian candidates and their supporters	1/2/2014
Blog & Email	Quick survey for LP News about online publication	1/8/2014
Blog & Email	4 Libertarian books for 30 bucks	1/8/2014
Blog & Email	LP Monday Message: 680 books, LP News, State Conventions	1/13/2014
Pledge News	1401 Pl Jan Ple	1/17/2014
NewsRelease	LP response to BO's plan for minor reforms of NSA surveillance	1/17/2014
Blog & Email	2014 State Conventions	1/27/2014
Blog & Email	LP Monday Message: Response to SOTU and convention correction	1/27/2014
NewsRelease	LP responds to 2014 SOTU	1/28/2014
Blog & Email	4 libertarian books for \$30	1/29/2014
Blog & Email	Lucas Overy on C-SPAN Tonight	2/3/2014
Blog & Email	2014 state conventions	2/5/2014
Blog & Email	The day we fight back against mass surveillance	2/10/2014
Blog & Email	Tune into "Libertarians Working for You"	2/12/2014

## Media Coverage from 22-Nov-13 through **14-Feb-14**

<i>Date</i>	<i>Outlet</i>	<i>Title</i>	<i>Subject</i>
11-Feb-14	Daily Caller	24-hour protest looks to weaken NSA surveillance	NSA
09-Feb-14	Daily Finance	5 reasons libertarians hate the federal reserve	national activism/policy
09-Feb-14	Examiner	The Libertarian Party supports 'The Day We Fight Bac	national activism
09-Feb-14	Aberdeen Patch	Surveillance Protestors Take 'USA Freedom Act' Dem	national activism
07-Feb-14	IVN	Where do voters turn when the parties left them nowh	ballot access
05-Feb-14	Examiner	LP calls unemployment numbers deceptive	national policy
30-Jan-14	The Observer	LP response to 2014 SOTU address	SOTU
28-Jan-14	Newsroom America	Libertarian Party response to 2014 State of the Union	SOTU response
23-Jan-14	Examiner	It is time for the Libertarian Party to put up or shut up	elections/candidates
17-Jan-14	Wealth Daily	Investing in a permanent portfolio	Harry Browne
16-Jan-14	IVN	Are Americans Becoming More Libertarian?	growth of the LP
15-Jan-14	Fits News	Thornton: Pot in perspective	issues
14-Jan-14	Paris Post Intelligent	Third parties find the going mighty slow	LP development
09-Jan-14	Examiner	Independents grow, Democrats and Republicans fall	candidates/growth of LP
08-Jan-14	Examiner	Marijuana legalization support soars leaving politicians	policies
30-Dec-13	Slate	How Libertarians Failed Gay Rights	platform/ideology
26-Dec-13	The Austin Chronicle	Libertarians Are Not 'Far Right'	Opinion on party ideology
19-Dec-13	Washington Times	Inside the Beltway: Who does Congress work for anyw	congressional approval
13-Dec-13	Schilling Show	Hour 1: Bill Hurd, Chris Walker, Carla Howell, Jeff Stie	Candidates/Elections
12-Dec-13	PJ Media	Libertarians Hope Ryan-Murray Deal Draws Voters to	candidates
11-Dec-13	Somewhat Reasonable	Why I Love Libertarians	Nat'l Website Poll on WWI
09-Dec-13	Westmoreland Times	Libertarian Party Chair Neale forges ties with Europea	Geoff's trip to Europe
04-Dec-13	Washington Examiner	Poof: Public says America's world leadership has tum	LP rising popularity
04-Dec-13	PressTV	UN probe into US spying 'helpful'	NSA/4th amendment
04-Dec-13	Daily Targum	Voters cannot continue to support two-party system	changing from the 2 party
29-Nov-13	Los Angeles Times	Bitcoin campaign donations have regulators scratching	bitcoin
29-Nov-13	All Voices	Libertarians illogical on health-care policy	issues
28-Nov-13	Nolan Chart	Tea Party Takeover	LP popularity

# Web Content Created **22-Nov-13** thru **14-Feb-14**

Content (normally) cross-posted to Facebook and Twitter

Type	Topic	Date
Blog & Email	Monday Msg	11/25/2013
Blog	The Pilgrims' Real Thanksgiving Lesson	11/27/2013
Blog	Poll says majority of American aligned with LP on foreign poli	12/4/2013
NewsRelease	Geoff Neale European tour	12/5/2013
Blog	Poll - Majority Americans aligned w LP on Foreign Policy	12/5/2013
Blog & Email	Problems with national committee meeting	12/9/2013
NewsRelease	Latest federal budget deal screams, 'Vote Libertarian'	12/11/2013
Blog	LP statement on rock-bottom approval ratings for lobbyists, Co	12/17/2013
Blog	Harry Browne's New Year's Resolutions for Selling Liberty Ef	1/2/2014
Blog & Email	An open letter to 2013 Libertarian candidates and their support	1/2/2014
Blog	Harry Browne New Year's Resolutions	1/3/2014
Blog	Ohio LP court victory cuts back GOP attempt to block ballot a	1/7/2014
Blog & Email	Quick survey for LP News about online publication	1/8/2014
Blog & Email	4 Libertarian books for 30 bucks	1/8/2014
Blog	2014 State Conventions	1/9/2014
Blog	LPIN targets vulnerable state House seats in 2014 Indiana elect	1/10/2014
Blog & Email	LP Monday Message: 680 books, LP News, State Conventions	1/13/2014
Blog	New Gallup Poll: 46% of americans don't identify as R or D	1/14/2014
Blog	NC Libertarians see opportunity in rising discontent of voters	1/15/2014
NewsRelease	LP response to BO's plan for minor reforms of NSA surveillan	1/17/2014
Video	repost NSA video	1/18/2014
Blog	NH legislature 1st to vote in favor of marijuana legalization	1/22/2014
Blog & Email	2014 State Conventions	1/27/2014
Blog & Email	LP Monday Message: Response to SOTU and convention corr	1/27/2014
NewsRelease	LP responds to 2014 SOTU	1/28/2014
Blog	Gary Johnson on Stossel to discuss SOTU	1/28/2014
Blog & Email	4 libertarian books for \$30	1/29/2014
Blog & Email	Lucas Overy on C-SPAN Tonight	2/3/2014
Blog	Press TV blog - unemployment	2/4/2014
Blog	Libertarian Party statement on unemployment for Press TV	2/4/2014
Blog & Email	2014 state conventions	2/5/2014
Blog	Libertarian Jim McDermott for Congress in Alaska polling at 1	2/5/2014
Blog & Email	The day we fight back against mass surveillance	2/10/2014
Blog & Email	Tune into "Libertarians Working for You"	2/12/2014

# Director of Operation's Report

by Robert Kraus

## **Blackbaud – Data Dumps – Internal Customer Service**

We finished the major email data cleanup of our database (Raiser's Edge). As mentioned in the last report we used an email verification service (Melissa Data) to check the remaining unknown emails from the database and we further removed an additional 5,000 bad emails for a total of about 17,000 bad emails now removed. In addition we did some other cleanups of phone/email and web sites within the database. At this point the dumps only include known good emails as of Jan.

## **Building (Office Acquisition) Fund**

Building Fund reserves now at \$324,000 net (\$363,000 including outstanding pledges). We have an accepted purchase offer in the Roundhouse Sq development where 1428 Duke was located. The property is an end unit town house in a fee simple association (not an "office condo"). We are currently in process of doing our due diligence including inspections and surveys. In addition, we have received multiple term sheets and commitment letters from banks for the mortgage. Most if not all of our due diligence items and the bank loan should be complete by the time of the March LNC Meeting. We hope to close by end of April and move in by end of May. We also hope to give notice to the Watergate by the time of the March meeting.

## **FEC Filing**

We continue to file accurate FEC reports and use Paula Edwards to complete the FEC Filing Process on a monthly basis and handle our amendments. The reconciliation and audit steps to this process continue to work to assure that these reports are correct prior to filing, and to insure that the disbursements and contributions match to our cash accounting records.

There remain some recent concerns over the acceptance of bitcoins by political organizations and candidates. As mentioned previously, the FEC could not come up with an agreement on a response to an inquiry by a Republican based PAC and will continue to investigate the issue.

Meanwhile, we have stated in our FEC Filing memo's that believe we are in compliance because we do not except bitcoins directly. We use a merchant processor called BitPay and we only accept contributions in dollar amounts and only receive funds in dollars – just like how we handle PayPal. Thus, we find that the current FEC discussions concerning bitcoins do not apply to us since the FEC previously ruled that it is acceptable to receive donations via PayPal and other third party merchant possessors.

The FEC has not sent us any letters in regards to this and we will continue to disclose to the FEC which donations are via BitPay.

As a reminder, the FEC reports are done on a cash basis while our financial reports are done on an accrual basis as required by our bylaws which require adherence to GAAP. Therefore, our Statement of Operations will not always look the same as what is reported on the summary page of our FEC Filings.

## **Financial**

We continued efforts to control and maintain our expenses and we continue to maintain zero accounts payable.

## **Thank you!**

Robert



# Employee Tasks & Duties

## **Wes Benedict: Executive Director**

Staff hiring, evaluation and re-assignment of tasks, supervision

LNC/Chair interface

Writing and preparation of fund-raising letters & emails

Brand development

Assist with LP News

Affiliate support

Membership support

Campaign and candidate support

Office clean-up and preparation for move to new office

Special projects oversight: wikis, Piryx fundraising, books, T-shirts, legal

## **Carla Howell: Political Director**

Miscellaneous meetings with, and inquires from, outside organizations

Systems evaluation, update, vendor review (Lyris, LP.org, FB)

Miscellaneous issues concerning members, candidates, affiliates, donors

Writing/Editing - blog, press releases, videos, Pledge, LP News, other web content

Media inquiry responses, interviews, travel to interview (varies)

Trouble-shooting (web site, database, building, etc.)

Giving speeches, travel (State Events)

Convention support: email fund-raising, logistics, management, materials

Candidate recruitment, coaching, support, support literature, LP solutions, talking points

Creation of LP literature (e.g. new tri-fold brochure)

General promotion of LP candidates (e.g., new radio show)

## **Robert Kraus: Operations Director**

Help with overall maintenance of LP.org

Customer service - internal and external

Maintain membership/contributor database (Raiser's Edge)

Assist with mem database troubleshooting and cleanup

Supervision of Mem support Specialist

Administrator of lp.org & hq.lp.org email and group list servers

Maintain compliance with government policies, especially the FEC

Managing lawsuits and other legal matters with the chair & treasurer

Managing our ballot access matters & petitioning w-treasurer

Affiliate support - working w-states on various things

Manage database updates provided by state affiliates to LPHQ

Staff liaison to the Convention Oversight Committee & other conv duties

Staff liaison to the Building Fund & Other Committees

Accounting and bookkeeping (a/p, a/r, maintain QuickBooks)

Preparation of financial and membership reports

Provide data to FEC consultant for FEC filing
Facilities and equipment planning and maintenance
General purchasing and procurement
Work with Chair and Treasurer on financial issues & audit
Record & Attend LNC meetings (12 hrs every 4 months)
Maintain membership, financial, and other archives
Payroll and benefits administration for LP Staff
Create and maintain Employee Manual
Maintain LNC contact list (an off-line document and at LP.org)
Process & manage monthly gifts for direct account draft
<b>Nick Dunbar: Membership and Pledge Programs. Special Projects</b>
Data pulls for membership cards, acknowledgments and cultivation
Assist with emailblasts and support of email system
Update Board Report (Standard report which shows appeal results)
In house IT support person for servers & phones
Process monthly gifts for members & get updated info plus Pledge News
Work with vendors for house and acquisition appeals
Analyze results on all mail appeals and select segments for lists
Search for creative ideas to cultivate high dollar and loyal donors
<b>Bob Johnston: Member, Candidate and Affiliate Support</b>
Call Libertarian candidates to find out the information they need to run for office
Keep track of our current ballot access in each state
Compile LP candidate data and update LP.org web site
Monthly Donors: call and email those whose cards expire
Miscellaneous projects, e.g., compiling filing requirements for affiliates
Renewals: call, email and send letters to lapsed members to renew
Compile LP elected officials data and update LP.org web site
Compile election results for LP candidates
<b>Casey Hansen: Member Services &amp; Affiliate Relations</b>
Maintain Events Listing on LP.org
Create new records for people who ask for information packets
Prepare data for new membership and print letters for membership cards
Prepare information packets for new inquires
Print and mail special mail projects (annual reports, Christmas cards, etc)
Print and send membership cards to monthly pledgers
Update and maintain records in RE
Design website for state affiliates
Maintain State Chair and State Organization contact lists
Convention and LNC Meeting Prep
Photocopy checks before deposit
Prepare daily reports and do daily cash audits

Process and cage all checks, credit cards and cash received via mail into RE
Process and cage all web transactions into RE (varies greatly)
Process refunds and contribution returns
Print and send acknowledgements of donations
Prepares email updates lists
Each month, import website recurring gift transactions into Raiser's Edge
Import new inquiries and volunteers into RE
<b>Eric Dixon: Editor &amp; Technology Developer</b>
Editor, LP News
Create and Monitoring Facebook Ads
Help w-Conv Website
Help w-Outreach Events
Monitoring the LP.org Traffic and Analytics
Post blog entries, press releases, poll and other information on LP.org
Social Media Management: Facebook, twitter, etc.
Manage email broadcast system
Prepare email blasts
Produce Video Content
<b>Molly Schwoppe: Member Services Specialist</b>
Greet visitors to the office
Produce and mail LP information packets
Address general questions and complaints from members
Answer and direct incoming phone calls
Find articles for Liberty Pledge newsletter
Generate weekly inquiries list
Maintain address and contact information for members
Miscellaneous: Filing, research, member correspondence
Monitor and sort incoming email to LP email addresses
Produce and mail LP membership card packets
Track media hits and contacts for Carla Howell
Provides customer service to state and local affiliates
Accept, open, and deliver courier packages
Accept, open, and sort mail from USPS
Assist in general office upkeep, organization, and ordering of supplies
Deposit checks at PNC Bank after they have been processed & verified
Re-check of daily deposits and cash audits
Sort and tag physical monetary contributions (checks, cc, and cash)
Put together and mail merchandise orders
Assist Casey with processing and entering contributions into RE

# Third Interim Report of the 2012/2014 Libertarian Party Audit Committee

23 February 2014

Note: Our second Interim Report for the 2012 Audit dated 15 October 2013 was presented to the Libertarian National Committee, 14 December 2013.

This report is a follow up to that report and is not confidential.

## EXECUTIVE SUMMARY OF INTERIM REPORT

- The 2012 audit is complete and financial statements have been issued.
- The LNC's FEC consultant, Paula Edwards, has made recommendations concerning some FEC-related issues and stated that she would be available to implement those recommendations after January 31, 2014. We await Treasurer Tim Hagan's report of the outcome.
- Mr. Dixon's reimbursed moving expenses are now documented, but staff has not correctly reported them as non-taxable on his W2, though the IRS requires it to be reported.
- Payments paid on behalf of Ms. Howell for rental deposits and her friend's airfare in the amount of \$3,723.40 has been recovered from Ms. Howell as of December 31, 2013 and the 2012 financial statements were adjusted accordingly.
- Ms. Howell was able to produce receipts supporting \$2,488.24 of the \$3,106.24 of previously undocumented expenses. The remaining \$618.00 has been recovered from Ms. Howell as of December 31, 2013 and the 2012 financial statements were adjusted accordingly.
- An analysis of FedEx and UPS shipments made in February and March 2013 revealed that the Party paid for Ms. Howell's personal shipments. We recommend that the LNC direct Ms. Howell to repay the Party an additional \$449.27.
- We have provided a draft whistleblower policy for your review.
- We have provided a draft document retention policy for your review.
- We are commencing with the annual audit of 2013.

## SCOPE AND AUTHORITY OF THE AUDIT COMMITTEE

An Audit Committee is required by the Bylaws.

Bylaw Article 10.2 states "The National Committee shall cause an efficient double-entry system of accounts to be installed and maintained. Financial statements of the Party shall be prepared in accordance with Generally Accepted Accounting Principles (GAAP). Audits shall be performed annually

by an independent auditor. The non-officer members of the National Committee shall appoint a standing Audit Committee of three members with power to select the independent auditor. One member shall be a non-officer member of the National Committee and the other two shall not be members of the National Committee. The Audit Committee shall clarify for the National Committee any recommendations made by the auditor.”

The Policy Manual explicates the role of the Audit Committee:

“The Audit Committee’s tasks are to select an independent audit company and to direct the scale and scope of standard annual audits of the Party’s accounting records and processes. Following receipt of the audit company’s report, the Committee shall help the LNC interpret the audit results and assist the latter in preparing any action plans that might be needed to alleviate deficiencies.”

The Policy Manual clarifies that the Audit Committee shall have access to corporate records:

“Members of the National Committee and Audit Committee are entitled to inspect and copy books, records (including electronic records) and documents of the Libertarian National Committee, Inc. to the extent reasonably related to the performance of the member’s duties to the corporation, including those duties as a member of a committee, but not for any other purpose or in any manner that would violate any duty to the corporation. Prior to obtaining copies the member shall execute a standard nondisclosure agreement. If the member requires an outside professional to assist in reviewing and analyzing the materials, that individual shall also execute a standard nondisclosure agreement prior to receiving the materials.”

The Audit Committee has been granted special rights to review the Party’s records. Each LNC Member has an absolute right under Washington, D.C. law to inspect corporate records in the exercise of his or her duties as a board member and to enlist agents to assist with this.

Any member of the LNC (including the member of the LNC who sits on the Audit Committee) has the legal right to enlist the help of outside professionals to review the Party’s corporate records, provided that such review is reasonably related to one’s duties as a member of the Board of the Libertarian National Committee, Inc.

#### COMPLETION OF THE 2012 AUDIT

Issues surrounding 2012 transactions have been resolved and our outside CPA firm was able to conclude their audit of the financial statements. We submit to you the audited financial statements, which you are free to distribute. In our CPA firm’s opinion, our financial statements “present fairly, in all material respects, the financial position of the Committee as of December 31, 2012, and the change in its net assets and its cash flows for the year then ended in accordance with accounting principles generally accepted in the United States of America.”

In addition, we submit to you a letter from our CPA firm that addresses their significant audit findings, and a letter describing the significant deficiencies they found in our internal controls, much of which the LNC has already addressed. This information is intended solely for the use of the Audit Committee, Board of Directors and management of the Libertarian National Committee, Inc. and is not intended to be, and should not be, used by anyone other than these specified parties.

FOLLOW UP ACTIONS TO LNC DECISIONS MADE AT ITS DECEMBER 14-15, 2013 SESSION

At its December 14-15, 2013 session the LNC adopted several motions as a result of its discussions related to the Audit Committee's second interim report. Below is the status or outcome of each decision.

➤ **FEC MATTERS**

**LNC Adopted Motion Regarding FEC Matters.**

*Whereas, the Audit Committee identified a number of FEC-related issues, as addressed in the confidential section of the Audit Committee's Second Interim Report and reviewed by FEC Consultant Paula Edwards; now, therefore be it*

*Ordered, Treasurer Tim Hagan shall review the relevant transactions reported on previous reports, as recommended by FEC Consultant Paula Edwards, to determine the scope of the problems and follow her recommendations, including the filing of amended reports, if required, by no later than February 28, 2014.*

Paula Edwards has made recommendations and stated that she would be available to implement those recommendations after January 31, 2014. Tim Hagan should report on the status of this during the meeting.

➤ **MR. DIXON'S MOVING EXPENSES**

**LNC Adopted Motion Regarding Eric Dixon's Moving Expenses.**

*Whereas, employee Eric Dixon was given \$2,000 to cover expenses for relocating to the D.C. area; now, therefore be it*

*Ordered, That Mr. Kraus is to obtain documentation from Mr. Dixon supporting that he incurred at least \$2,000 in moving expense; and*

*Ordered, That to the extent receipts cannot be produced, the balance is to be treated as taxable compensation on Mr. Dixon's W2 for 2013.*

In order for reimbursed moving expenses to not be considered taxable wages to the employee, the employee must adequately account for his moving expenses by giving his employer documentation of

those expenses, such as a statement of expense, an account book, a diary, or a similar record in which he entered each expense at or near the time he had it. Documentation includes receipts, canceled checks, and bills. The accounting should be provided in a reasonable period of time, typically within 60 days, and the employer is required to report the amount of reimbursed expenses on the employee's W2 in Box 12. If the expenses are not accountable, they should be included in Box 1 and treated as ordinary wages.

The Audit Committee assisted Mr. Dixon with identifying expenses that qualify as allowable moving expenses and the total exceeds \$2,000. Mr. Kraus has not followed our advice to report this amount correctly on Mr. Dixon's W2 as a non-taxable moving cost reimbursement in Box 12 and he has been directed to correct the filing. To our knowledge, this has yet to be done.

➤ **MS. HOWELL'S UNAUTHORIZED EXPENSES**

**LNC Adopted Motion Addressing Ms. Howell's Moving & Commuting Expenses -- Rental Deposits and Friend's Airfare.**

*Whereas, payments for rent security deposits for Ms. Howell in the amount of \$3,550 and airfare for her friend Leslie Fish in the amount of \$173.40 were made, but not authorized by Ms. Howell's employment agreement (as detailed in an exhibit in the Audit Committee's Second Interim Report);*

*Whereas, LNC Policy requires that the Chair or Treasurer approve (and evidence by signing or initialing) all expenses and expense account reimbursements more than \$200 made to the Executive Director or other officers prior to payment, and such approval was not obtained; and*

*Whereas, Ms. Howell has only repaid \$1,800 of this amount to the Libertarian National Committee; now, therefore be it Ordered, That Ms. Howell is obligated to promptly repay the balance of \$1,923.40 to the Libertarian National Committee; and*

*Ordered, that Robert Kraus and the Audit Committee be notified of this decision so that appropriate adjustments be made to the 2012 financial statements.*

That \$3,723.40 has been paid in full as of December 31, 2013 and the 2012 financial statements have been adjusted accordingly.

➤ **MS. HOWELL'S UNDOCUMENTED EXPENSES**

**LNC Adopted Motion Addressing Ms. Howell's Moving & Commuting Expenses -- Expenses without Receipts.**

*Whereas, the Party reimbursed Ms. Howell \$1,118.00 for expenses and Ms. Howell directed the Party to pay \$1,422.84 directly to vendors for expenses, all of a nature allowed by her employment agreement, but without receipts (as detailed in an exhibit in the Audit Committee's Second Interim Report);*

*Whereas, the Party also paid \$565.40 for airfare that Ms. Howell states is not related to the commuting and moving expenses of her employment agreement, but that she may be able to substantiate as being employment related by presenting receipts, along with other supporting documentation; and*

*Whereas, LNC Policy requires that the Chair or Treasurer approve (and evidence by signing or initialing) all expenses and expense account reimbursements more than \$200 made to the Executive Director or other officers prior to payment, and such approval was not obtained; now, therefore be it*

*Ordered, that Ms. Howell promptly repay \$3,106.24 to the Libertarian National Committee, but allow her to reduce that amount by providing receipts and other documentation to the Audit Committee by December 31, 2013 to substantiate those expenses as employment related, provided the Chair or Treasurer also approve (and evidence by signing or initialing) such expenses; and*

*Ordered, that Robert Kraus and the Audit Committee be notified of this decision so that appropriate adjustments be made to the 2012 financial statements.*

Of the \$3,106.24 of undocumented expenses, Ms. Howell was able to produce receipts supporting \$2,488.24. The remaining \$618.00 that could not be substantiated was reclassified as an employee receivable on the books as of December 31, 2012. Ms. Howell reimbursed the party for that amount by December 31, 2013.

As a result of our work, we have recovered for the LNC \$4,341.40 in unauthorized payments made during 2012.

#### ➤ **UNDOCUMENTED SHIPPING EXPENSES**

The National Committee may recall from our Second Interim Report that we noted that the general ledger records revealed additional expenses incurred for Ms. Howell's move in March and April of 2013 (more than one year after she moved). We requested documentation supporting those expenses and any others that are not yet listed as moving expenses for Carla. We also asked whether Carla authorized these payments.

Mr. Kraus did not provide those records to us at the time. He stated that it was a misclassification on his



part based on a prior memorized credit card entry and that he will correct the classification of the transactions. Mr. Kraus is incorrect. We performed a global search with a recent QuickBooks file of the LNC's accounting records. There are no other examples where another transaction included in the memo field the phrase "CH Move Exp," such as was found in a \$504.75 April 2013 transaction with UPS; or "CH Moving Exp," such as was found in a \$451.55 March 2013 transaction with FedEx Kinko's. This memo language was not "memorized" from another transaction. It was manually entered. In addition, if Mr. Kraus had been using a "memorized transaction" in QuickBooks, we would have seen other examples where UPS and FedEx Kinko's transactions were being classified as an employee benefit expense. We found no instances of that, so we repeated our request, to which Mr. Kraus replied:

"Sorry, I can not find any related UPS/Fec-Ex receipts except for one USP from OK to DC on something Geoff signed (the lease I assume). I do know that I personally sent some stuff back to DC from the Chicago Meeting that would account for some of this. I do not have those receipts. There were some other boxes that Carla sent as part of the Candidate archival and Training Project that was defunded. I've reclassified all of those related expenses previously to their natural accounts. We can ask Carla to see if she can dig up those receipts. They were charged (obviously) to our credit card. As we mentioned we are now keeping better records of those charges per the new policy and now are getting approval from Geoff or the Treasurer for any credit card charges per the new policy. I honestly still do not know why I put "CH Moving" and simply attributed that to memorized transactions without looking further into it – my apologies for the error. Either way these were obviously misclassified and I thank the audit committee for pointing out the error so that it could be corrected. There are now no "moving expenses" for 2013."

We did not understand how Mr. Kraus could know now that these were misclassifications on his part if he has no receipts to support his conclusions and his notes at the time indicated otherwise. These transactions took place earlier this year, so the records are available.

As an outcome of our Second Interim Report, the LNC adopted the following motion:

**LNC Adopted Motion Regarding Shipping Expenses.**

*Whereas, the Audit Committee found general ledger records stating that UPS and Fedex Kinko's transactions in the amount of \$956.30 were incurred for Ms. Howell's move in March and April of 2013 (more than one year after she moved); and*

*Whereas, Mr. Kraus did not provide the Audit Committee copies of those records supporting those transactions; now, therefore be it*

*Ordered, Mr. Kraus shall provide to the Audit Committee receipts or statements from UPS and FedEx Kinko's supporting the \$956.30 in incurred expenses; and*

*Ordered, if complete records do not exist at headquarters, Mr. Kraus shall within the next seven days contact the vendors to obtain copies of those records.*

The records were requested on December 19, 2013.

We learned on January 2, 2014 that Carla had concluded that she had indeed used UPS and FedEx to pay for her personal shipments and she decided that she ought to pay the party \$200 to reimburse for those costs.

Below is the correspondence between Ms. Howell and the Audit Committee concerning this matter:

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**From:** 4smallgov@gmail.com [mailto:4smallgov@gmail.com] **On Behalf Of** Carla Howell  
**Sent:** Thursday, January 02, 2014 2:43 PM  
**To:** Aaron Starr  
**Cc:** Robert S. Kraus; Wes Benedict; Geoffrey Neale (c)  
**Subject:** shipping receipts and info

Aaron,

Robert asked that I send you the information related to the shipping motion.

Copies of receipts Robert and I were able to get from shipping vendors are attached covering the following charges:

27-Feb FedEx - \$307.03 (11 pieces)

27-Feb FedEx - \$95.08 (4 pieces)

12-Mar FedEx - \$49.44 (1 piece)

30-Mar UPS - \$481.93 (10 pieces)

3-Mar UPS - \$22.31 (packaging material)

Most of the materials shipped were media (news clippings, cassettes of radio interview, videos of TV appearances), campaign files (petitioning, how-to, talking points and speeches, ads, brochures, fliers, etc), an extra printer; yard signs, placards, and large laminated newspaper ads. They are shown in the attached photos, though some video tapes are being digitized now and not on premises. Some of the paper files were thinned out and tossed earlier in the year. My intent is to scan or otherwise digitize

most of these materials so they can eventually be thrown away so as not to take up space in the office.

There were some personal items included in the UPS shipments. I recall throwing in some of the packages a few kitchen items, 2-3 pictures, a Christmas ornament, and a CD player. I'm guessing it comes to 5-20% of the weight shipped. The bulk of this shipment was media (clippings, cassettes, videos). I have given Robert an additional payment of \$200 that I believe more than covers any personal items that were included in these shipments. He can treat it as a donation or as a reimbursement, however the party sees fit.

The 46" TV that was shipped is being donated to the new headquarters building.

Carla Howell

Political Director  
National Libertarian Party

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Attached with the above email were 23 digital photographs snapped on the morning of December 31. Most were taken at the office; some at Carla's apartment. These photographs purportedly are of at least some of the items shipped. These photographs show boxes of audio cassettes, video tapes, and paper files which are in the office. The photograph of her Panasonic television shows it plugged into a cable or satellite connection in her apartment, suggesting that it is currently in use.

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**From:** Aaron Starr [mailto:starrcpa@gmail.com]  
**Sent:** Tuesday, January 07, 2014 8:35 PM  
**To:** 'Carla Howell'  
**Cc:** brett@pojunis.com  
**Subject:** RE: shipping receipts and info

Hello Carla,

Thank you for sending this information to us. I apologize for the delay in getting back to you.

I am pretty busy right now with year-end activities at work. Hopefully, we can dispense with this matter quickly by having you answer just a few questions.

1. Can you tell us why you stated at the December LNC meeting that there were no personal items in the shipments and that they were all shipped to the office?

2. What prompted you now to change your mind and pay an additional \$200 to the LNC?
  
3. A calculation of \$200 to reimburse the LNC would seem reasonable to me if it is predicated upon:
  - a. all of what was shipped to your home as being personal belongings; and
  - b. the vast majority of what was shipped to the office as being business related items.

Is that your position?

4. If the answer to #3 is No, can you please provide us with the alternative calculation?

I know that Robert wants to tie this down quickly so that we can file an accurate FEC report for December. Thank you in advance for your prompt attention to this matter.

Aaron Starr

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**From:** 4smallgov@gmail.com [mailto:4smallgov@gmail.com] **On Behalf Of** Carla Howell  
**Sent:** Wednesday, January 08, 2014 7:24 AM  
**To:** Aaron Starr  
**Cc:** Carla Howell; Brett H. Pojunis; Robert S. Kraus  
**Subject:** Re: shipping receipts and info

Hi Aaron,

We didn't get the receipts until December 30 or 31st. Receipts showed that several boxes were shipped to my home address. Other than the TV being donated to the new building and a few smaller boxes of campaign / political material, it is possible the rest of the shipments to the home address were personal. If I had to give it a number I would say \$75 was personal, and if I cover the shipment of the TV, \$125. When I wrote a check for \$200, just wanted to cover it easily.

Carla

We noticed that Ms. Howell's response does not address why she stated at the December LNC meeting that there were no personal items in the shipments and that they were all shipped to the office. The receipts included items shipped to her residence.

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**From:** Aaron Starr [mailto:starrcpa@gmail.com]  
**Sent:** Wednesday, January 08, 2014 12:48 PM  
**To:** 'Carla Howell'  
**Cc:** 'Brett H. Pojunis'  
**Subject:** RE: shipping receipts and info

Hello Carla,

How much of what was shipped to the office was personal?

Aaron Starr

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**From:** 4smallgov@gmail.com [mailto:4smallgov@gmail.com] **On Behalf Of** Carla Howell  
**Sent:** Wednesday, January 08, 2014 2:21 PM  
**To:** Aaron Starr  
**Subject:** Re: shipping receipts and info

Very little. The vast majority that went to LP HQ was media and files. The total amount of personal stuff not used for work sent to either home or office was a small portion of what was shipped. My apt was already fully furnished and has no room. Rest in storage in Mass.

Carla Howell

Political Director  
National Libertarian Party

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**From:** Aaron Starr [mailto:starrcpa@gmail.com]  
**Sent:** Thursday, January 09, 2014 12:30 AM  
**To:** 'Carla Howell'  
**Cc:** brett@pojunis.com  
**Subject:** RE: shipping receipts and info

Hello Carla,

Your reply to me earlier today indicated that you decided to pay an additional \$200 after you saw the detailed receipts. You also indicated to me today that very little of a personal nature was shipped to the office.

Perhaps you can help me understand the two March 30 UPS transactions that total \$504.75 (\$22.82 + \$481.93).

The first transaction was for 30 feet of bubble wrap and a 3-pack of sealing tape. The second transaction several hours later was for two boxes, more packing materials, labor for UPS to pack the boxes and for four boxes shipped, each with its own tracking number. Three were delivered to the office, while the least expensive of the four was delivered to your home.

Note the following details on these four shipments:

- One box was of a size designed for the shipment of a 36" mirror, but could be used for something like a painting. The description of this shipment with tracking # 1Z8720AR4220010013 is "Picture". The declared value was \$5,000, for which an additional \$70.75 was paid for the enhanced declared value. UPS packed this box. This 17 lb. shipment was delivered to the office.
- The description of this shipment with tracking # 1Z8720AR4220004217 is "Pots, Pictures". The declared value was \$1,500, for which an additional \$24.25 was paid for the enhanced declared value. UPS packed this box. This 122 lb. shipment was delivered to the office. After it was delivered you filed a damage claim.
- The description of this shipment with tracking # 1Z8720AR4253340444 is "Glassware". The declared value was \$2,000, for which an additional \$31.75 was paid for the enhanced declared value. This 24 lb. shipment was delivered to the office.
- The description of this shipment with tracking # 1Z8720AR0320012915 is "Printer, CD Player". The declared value was \$200, for which an additional \$2.00 was paid for the enhanced declared value. This 51 lb. shipment was delivered to your home.

For the three shipments that went to the office, all of them mention items of a personal nature. There is no mention of files, audio cassettes, etc. The enhanced declared values of those three shipments amount to \$8,500, which is consistent with valuable personal items. Also, bubble wrap is not usually required for packing paper files and audio cassettes.

When I received your collection of photos, my first thought was that you were attempting to provide me with a complete catalog of what was shipped. However, I do not see any photos for the personal items described on the shipping documentation.

Do the above details seem consistent with your statement that very little of what was shipped to the office was personal?

Regarding the damage report you filed, can you please provide me with the disposition report that UPS prepared? I imagine that it will describe the contents with more detail. Perhaps it will have photos of the damaged goods. How much did UPS pay for this claim? Did they refund any portion of the shipping cost as part of the claim? If so, was that portion refunded to the LP, which paid for the shipping cost?

Aaron Starr

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Note: A review of the UPS tracking numbers online revealed that there was a damage claim filed.

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**From:** 4smallgov@gmail.com [mailto:4smallgov@gmail.com] **On Behalf Of** Carla Howell  
**Sent:** Thursday, January 09, 2014 8:57 PM  
**To:** Aaron Starr  
**Cc:** Brett H. Pojunis  
**Subject:** Re: shipping receipts and info

Aaron,

In response to your questions:

Regarding the bubble wrap and tape, they may have been the only sizes they offered. Don't remember how much was used. I still have a couple rolls of unused tape, which I would guess were left over from that shipment.

The personal stuff shipped was not of terribly high value, certainly not in the thousands as indicated in the insured values. My main concern was giving them incentive not to lose the packages, especially being shipped via ground delivery. They won't cover the value of documents or media other than their physical value, which is trivial. When I was shipping petitions in MA under tight deadline, some were occasionally lost. They were worthless to me when they were later retrieved past the state's deadline for turn-in. But

I tried to make a claim on some anyway. Despite previous UPS or Fedex claims that they had looked everywhere for missing packages and could not be found, they coughed them up when I went to make a claim.

I will look for the insurance claim. I recall that it was for several small items that broke, not of great value, and that the claim was denied. No payment was made.

I don't remember what was in what boxes, but I can say with certainty that the descriptions of these packages represented a relatively small portion of what was shipped. I have gone over my entire apartment, and there are very few items here that could have been shipped at that time other than what has already been described in previous emails. For example, there is only one small glass that could possibly have been in that shipment. The printer was here and is now in the storage room at LP HQ.

Carla Howell

Political Director

National Libertarian Party

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Ms. Howell's answers did not address to our satisfaction why the descriptions she provided to UPS were of personal items. It also did not make sense to us why she would purchase the levels of insurance she did to cover these items.

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**From:** Aaron Starr [mailto:starrcpa@gmail.com]  
**Sent:** Thursday, January 09, 2014 11:34 PM  
**To:** 'Carla Howell'  
**Cc:** 'Brett H. Pojunis'  
**Subject:** RE: shipping receipts and info

Carla,

I look forward to seeing the claim you submitted and whatever responses you received from UPS.

I noticed that there are two FedEx shipments for which I only have the tracking detail page, but not the receipt which shows the dollar amount that was charged. Please provide the matching receipts for the shipment of the TV on 3/4/13 and the 11 boxes on 2/25/13.

I'm confused by some of your answers.



If you knew from past experience that an insurance claim would be denied because the items being insured have no recoverable value, why did you bother to file a claim? What were the several small items that broke? Were they video tapes, audio cassettes, something else?

If your sole purpose for paying for the insurance is so that you will obtain better or more reliable service, why would you select different values for insurance for each package? It seems to me that you would instead select a uniform low value for insurance purposes. What is the advantage of insuring one item for \$200 (at a cost of \$2.00) and another for \$5,000 (at a cost of \$70.75)?

I'm also perplexed by the shipment that is shaped like a mirror and insured for \$5,000. You purchased a box uniquely shaped to fit something like a mirror or a picture (36" x 36" X 6"). UPS offers other shaped boxes that are more conducive for the paperwork and cassette tapes, and you have actually purchased other such sized boxes. The description of the contents states "Picture". Why didn't you purchase a more appropriately sized box for this shipment if the contents were not, in fact, a picture as the description states? If this is not a picture, what else can this be?

Aaron Starr

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**From:** 4smallgov@gmail.com [mailto:4smallgov@gmail.com] **On Behalf Of** Carla Howell  
**Sent:** Saturday, January 11, 2014 4:14 PM  
**To:** Aaron Starr  
**Cc:** Carla Howell; Brett H. Pojunis  
**Subject:** Re: shipping receipts and info

Aaron,

We sent you everything we were able to get from Fedex.

As for the insurance, I don't know what I can say that I haven't said before. I would be speculating as to what was in specific boxes.

Carla Howell

Political Director  
National Libertarian Party

Ms. Howell's reply largely sidestepped our questions. We tried again.

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**From:** Aaron Starr [mailto:starrcpa@gmail.com]  
**Sent:** Sunday, January 12, 2014 1:34 PM  
**To:** 'Carla Howell'  
**Cc:** 'Brett H. Pojunis'  
**Subject:** RE: shipping receipts and info

Carla,

I understand. I still look forward to seeing the claim you submitted and whatever responses you received from UPS.

And I look forward to your addressing my questions below.

Thank you.

Aaron Starr

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**From:** 4smallgov@gmail.com [mailto:4smallgov@gmail.com] **On Behalf Of** Carla Howell  
**Sent:** Wednesday, January 15, 2014 2:43 PM  
**To:** Aaron Starr  
**Cc:** Carla Howell; Brett H. Pojunis  
**Subject:** Re: shipping receipts and info

Aaron,

I have attached two records I was able to get from UPS regarding the insurance claim for a damaged package. They denied the claim. It shows that it was for "electric fond" which was a small electric pot that got damaged. This was thrown in with items in a large box that I had them pack.

As I have said, the shipment of a total of about 20 boxes contained primarily the items in the photos I emailed you. They are still in boxes here at the office or in file cabinets. It also contained a printer and a handful of personal items as mentioned below. The insurance amounts were chosen hastily ( I was in a rush as the store was closing ) based on what items I was most concerned about losing. That would not preclude filing a claim. I could guess what was in particular boxes, but that's all they'd be is guesses. That's what I can remember. As I've stated, the only personal items that I have in the DC area that could have been shipped in that time frame i have listed.

Carla Howell  
Political Director  
National Libertarian Party

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Above, she indicated that her reason for her haste in picking random insurance values was that the store was closing, but the receipt shows the transaction in question took place nearly forty minutes before the store closed.

It seemed odd that Ms. Howell had little recollection of the personal items that she herself had listed on the UPS manifest. After concluding that Ms. Howell was avoiding our questions, the Audit Committee chair on January 16 called Sarah Kingsbury, the owner of the UPS Store in Natick, Massachusetts, from where the UPS shipments were shipped. Ms. Kingsbury stated that she remembered her dealings with Ms. Howell and kept notes of the event, particularly because she receives so few claims. She described Ms. Howell as having been quite agitated over her experience with UPS because much of what she shipped included items from her father's estate and had filed complaints with UPS.

The UPS records indicate that Ms. Howell provided pictures of the damaged items to UPS as a part of her damage claim. But their insurance provider no longer has those pictures, as the case is more than 6 months old. Though we requested that Ms. Howell provide us with copies of these damage pictures so as to see the nature of the shipped items, she did not provide them. UPS records indicate that her claim was denied because their policy is that the claimant must make the actual damaged items and shipping boxes available to their insurance provider for inspection. Ms. Howell did not allow them to inspect the items. Rather she sent pictures of the items and indicated she had thrown away the items and shipping boxes. Thus her claim was denied for failure to comply with the terms of the insurance policy the Party had purchased on the shipment.

It is hard to imagine that after Ms. Howell wrote a number of complaint letters to UPS about the damaged to items from her father's estate, that she would not remember that aspect of the story when at the December LNC meeting she asserted that there were no personal items in these shipments.

The attached exhibit provides the details we were able to obtain on the questionable shipments. After having examining the receipts, corresponding with Ms. Howell, interviewing agents with FedEx and UPS, and speaking with the UPS Store owner who shipped some of the items, we believe that a substantial portion of these shipments through UPS and FedEx were personal items, in contrast with her prior statements to the National Committee.

Our conclusion is that the FedEx shipments of February 25 and March 4 that went to other than LPHQ were likely of a personal nature and recommend that the LNC direct her to repay the Party \$144.52 for those shipments. In addition, the UPS purchase and related shipment of March 30 describes personal items, some of which went to LPHQ and some to her apartment, and we recommend that the LNC direct

her to repay the Party \$504.75 for those expenditures. We believe it is possible that the \$307.03 FedEx shipment of February 25 that went to the LPHQ is likely business related. This one shipment seems to correlate to the bulk of audio tapes, video cassettes, and paper files shown in the pictures Ms. Howell provided to us. All told, we recommend that the LNC direct Ms. Howell to repay the Party \$649.27 less the \$200.00 she has already remitted, or \$449.27.

Once we received the available evidence, it became clear that numerous staff assertions about the nature of these shipments turned out to not be true. We originally initiated inquiry about two QuickBooks entries with memos indicating it was for Ms. Howell's moving expenses, though more than a year after she had moved. Mr. Kraus without any evidence available to him promptly claimed it was a misclassification caused by an accidental duplication of a memorized transaction, reclassified these as regular shipping of Party materials, asserted to us that a portion of it was items shipped back from the Chicago LNC meeting, and said he didn't know why his memos suggested it was Ms. Howell's personal items. The evidence shows that it was not a memorized transaction, and none of it was items shipped back from the Chicago LNC meeting. Later Mr. Kraus and Ms. Howell asserted to the LNC in the December meeting that all of the items were work-related, and they were all shipped to the office. After staff obtained the receipts under direction from the LNC, Ms. Howell asserted that most of the items shipped were work-related, and only a small portion was personal items. From our review of the receipt evidence it appears that most of the items shipped were personal in nature, with some of them shipped to her residence rather than the office, and less than half of the shipped material appears to have been work-related. In the end, the most accurate information we received from staff was the original memos on the QuickBooks transactions which indicated it was personal items, though staff proceeded to spend several months contradicting that original description.

#### WHISTLEBLOWER POLICY

One of the outstanding recommendations from our outside auditors was the development of a whistleblower policy. Attached as an exhibit, we have developed a whistleblower policy for your consideration using boilerplate language from the American Institute of Certified Public Accountants. Prior to adopting this or any other such language, we request that Staff and the LNC's legal counsel review this proposed language in light of our unique circumstances and any D.C. and Virginia laws pertaining to whistleblower protections.

#### DOCUMENT RETENTION POLICY

One of the outstanding recommendations from our outside auditors was the development of a document retention policy. Attached as an exhibit, we have developed a document retention policy for your consideration using boilerplate language from the Public Counsel Law Center, and included some additional document types addressed by the American Institute of Certified Public Accountants. Prior to adopting this or any other such language, we request that Staff and the LNC's legal counsel review this proposed language in light of our unique circumstances and any D.C. and Virginia laws pertaining to document retention.

NEXT STEPS

We are working with our outside auditors to coordinate the 2013 audit, which we expect to be complete in time for the report to be disseminated at the Convention.

Respectfully submitted:

Aaron Starr, Chairman

Brett H. Pojunis

## Libertarian National Committee, Inc.

### Analysis of Questionable FedEx and UPS Shipments

Ship Date	Carrier	purchase or shipment	# Pieces	Dimensions	Actual Weight (lbs)	Sub	Shipped From	Shipping Destination	Description on Shipping Documents	Declared Value	Cost	Sub	Notes
2/25/2013	FedEx	shipment	11		312.9		Dedham, MA	LPHQ			307.03		Likely contains the bulk of the files, audio cassettes, VCR tapes - no damage claim, no description available, FedEx can't provide receipt after 6 months. For comparison, a case of 10 reams of paper is 1/4 of the volume of the largest box and weighs 54 lbs. Unable to verify the actual cost of \$307.03, as it is a written amount provided by staff. Details of the 11 boxes were provided in a phone call with UPS.
				16x12x10		30.2				200			
				16x11.4x10		14.8				800			
				12x12x8.2		9.0				500			
				15.6x10.6x9.6		30.7				400			
				29.2x18.8x8.6		21.5				500			
				16.6x13x10.4		32.0				400			
				15.6x12.6x9.2		21.4				750			
				15.8x12.8x10.2		21.9				700			
				15.4x10.2x10.2		24.3				750			
				18.8x13.6x12.6		35.0				1000			
				21x20.6x20.2		72.1				2000			
2/25/2013	FedEx	shipment	4		51.1		Dedham, MA	Arlington, VA			95.08		The shipment required a signature and could not be delivered to the original address because the customer was unavailable to sign. Presumably this was sent to a different address than the other set of boxes sent from FedEx on the same date, since those boxes were delivered to LPHQ. A door tag was left instructing the customer to pick up the shipment at FedEx at 2300 Clarendon Blvd Arlington.
				14x10x9		4.5				200	19.57		
				28x17x12		22.8				1500	32.73		
				11x11x9		9.0				300	21.26		
				19x13x12		14.8				600	21.52		
3/4/2013	FedEx	shipment	1	48x29x10	87.5		Westwood, MA	Arlington, VA	Pan TV	n/a	49.44		Unable to verify the cost of \$49.44, as it is a written amount provided by staff. A conversation with a FedEx agent revealed that no damage claim was filed for this shipment. FedEx can't provide receipt after 6 months and had no details on the declared value, but did confirm that it was signed for by CHOWELL. The agent stated that the shipment was from a business establishment and not Ms. Howell, and that it was not shipped to LPHQ, her N. Oak St. Arlington apartment or her temporary apartment on N Street NW Washington DC. The item was picked up at FedEx at 2300 Clarendon Blvd Arlington.
3/30/2013	UPS	purchase					Needham, MA	n/a	30' bubble wrap and packing tape		22.82		
3/30/2013	UPS		4		214.0						481.93		To have an Enhanced Declared Value (EDV) requires UPS store pack it so they know what is in it, Carla wrote store several letters and emails about the damage, was upset because they were items from her father's estate, UPS store thinks from emails that Carla took damage pictures but they do not have them, insurance firm does not have pictures, Carla told UPS store box contained: framed pictures, fondue pot, small TV, christmas ornament. EDV cost extra 24.25, damage claim filed for fondue pot & ornament EDV cost extra 31.75, no damage claim filed EDV cost extra 70.75, no damage claim filed EDV cost extra 2.00, no damage claim filed
		purchase		35x23x25			Natick, MA		box		21.00		
		purchase		37x7x37			Natick, MA		box		16.95		
		purchase		n/a			Natick, MA		packing materials		13.05		
		purchase		n/a			Natick, MA		labor to pack boxes		22.50		
		sales tax		n/a			Natick, MA		sales tax		3.19		
		shipment		35x25x23		122.0	Natick, MA	LPHQ	POTS, PICTURES	1500	181.84		
		shipment		15x15x15		24.0	Natick, MA	LPHQ	GLASSWARE	2000	56.47		
		shipment		37x7x37		17.0	Natick, MA	LPHQ	PICTURE	5000	125.06		
		shipment		21x21x21		51.0	Natick, MA	Carla's apartment	PRINTER, CD PLAYER	200	41.87		

# Draft Libertarian National Committee Whistleblower Policy

## General

The Libertarian National Committee Policy Manual requires directors, other volunteers, and employees to observe high standards of business and personal ethics in the conduct of their duties and responsibilities. Employees and representatives of the organization must practice honesty and integrity in fulfilling their responsibilities and comply with all applicable laws and regulations.

The objectives of the Libertarian National Committee Whistleblower Policy are to establish policies and procedures for:

- The submission of concerns regarding questionable accounting or audit matters by employees, directors, officers, and other stakeholders of the organization, on a confidential and anonymous basis.
- The receipt, retention, and treatment of complaints received by the organization regarding accounting, internal controls, or auditing matters.
- The protection of directors, volunteers and employees reporting concerns from retaliatory actions.

## Reporting Responsibility

Each director, volunteer, and employee of the Libertarian National Committee has an obligation to report in accordance with this Whistleblower Policy (a) questionable or improper accounting or auditing matters, and (b) violations and suspected violations of LNC Policy Manual (hereinafter collectively referred to as Concerns).

## Authority of Audit Committee

All reported Concerns will be forwarded to the Audit Committee in accordance with the procedures set forth herein. The Audit Committee shall be responsible for investigating, and making appropriate recommendations to the Board of Directors, with respect to all reported Concerns.

## No Retaliation

This Whistleblower Policy is intended to encourage and enable directors, volunteers, and employees to raise Concerns within the organization for investigation and appropriate action. With this goal in mind, no director, volunteer, or employee who, in good faith, reports a Concern shall be subject to retaliation or, in the case of an employee, adverse employment consequences. Moreover, a volunteer or employee who retaliates against someone who has reported a Concern in good faith is subject to discipline up to and including dismissal from the volunteer position or termination of employment.

## **Reporting Concerns**

### **Employees**

Employees should first discuss their Concern with their immediate supervisor. If, after speaking with his or her supervisor, the individual continues to have reasonable grounds to believe the Concern is valid, the individual should report the Concern to the Director of Human Resources. In addition, if the individual is uncomfortable speaking with his or her supervisor, or the supervisor is a subject of the Concern, the individual should report his or her Concern directly to the Director of Human Resources.

If the Concern was reported verbally to the Director of Human Resources, the reporting individual, with assistance from the Director of Human Resources, shall reduce the Concern to writing. The Director of Human Resources is required to promptly report the Concern to the Chair of the Audit Committee, who has specific and exclusive responsibility to investigate all Concerns. If the Director of Human Resources, for any reason, does not promptly forward the Concern to the Audit Committee, the reporting individual should directly report the Concern to the Chair of the Audit Committee. Contact information for the Chair of the Audit Committee may be obtained through the Human Resources Department. Concerns may also be submitted anonymously. Such anonymous Concerns should be in writing and sent directly to the Chair of the Audit Committee.

### **Directors and Other Volunteers**

Directors and other volunteers should submit Concerns in writing directly to the Chair of the Audit Committee. Contact information for the Chair of the Audit Committee may be obtained from the Treasurer.

### **Handling of Reported Violations**

The Audit Committee shall address all reported Concerns. The Chair of the Audit Committee shall immediately notify the Audit Committee, the President, the Executive Director, and Chief Operating Officer of any such report. The Chair of the Audit Committee will notify the sender and acknowledge receipt of the Concern within five business days, if possible. It will not be possible to acknowledge receipt of anonymously submitted Concerns.

All reports will be promptly investigated by the Audit Committee, and appropriate corrective action will be recommended to the Board of Directors, if warranted by the investigation. In addition, action taken must include a conclusion and/or follow-up with the complainant for complete closure of the Concern.

The Audit Committee has the authority to retain outside legal counsel, accountants, private investigators, or any other resource deemed necessary to conduct a full and complete investigation of the allegations.

### **Acting in Good Faith**

Anyone reporting a Concern must act in good faith and have reasonable grounds for believing the information disclosed indicates an improper accounting or auditing practice, or a violation of the Policy Manual. The act of making allegations that prove to be unsubstantiated, and that prove to have been made maliciously, recklessly, or with the foreknowledge that the allegations are false, will be viewed as



a serious disciplinary offense and may result in discipline, up to and including dismissal from the volunteer position or termination of employment. Such conduct may also give rise to other actions, including civil lawsuits.

### **Confidentiality**

Reports of Concerns, and investigations pertaining thereto, shall be kept confidential to the extent possible, consistent with the need to conduct an adequate investigation.

Disclosure of reports of Concerns to individuals not involved in the investigation will be viewed as a serious disciplinary offense and may result in discipline, up to and including termination of employment. Such conduct may also give rise to other actions, including civil lawsuits.

# DRAFT LIBERTARIAN NATIONAL COMMITTEE DOCUMENT

## RETENTION AND DESTRUCTION POLICY

### 1. Policy and Purposes

This Policy represents the policy of Libertarian National Committee, Inc. (the “organization”) with respect to the retention and destruction of documents and other records, both in hard copy and electronic media (which may merely be referred to as “documents” in this Policy). Purposes of the Policy include (a) retention and maintenance of documents necessary for the proper functioning of the organization as well as to comply with applicable legal requirements; (b) destruction of documents which no longer need to be retained; and (c) guidance for the Board of Directors, officers, staff and other constituencies with respect to their responsibilities concerning document retention and destruction. Notwithstanding the foregoing, the organization reserves the right to revise or revoke this Policy at any time.

### 2. Administration

**2.1 Responsibilities of the Administrator.** The organization’s Executive Director shall be the administrator (“Administrator”) in charge of the administration of this Policy. The Administrator’s responsibilities shall include supervising and coordinating the retention and destruction of documents pursuant to this Policy and particularly the Document Retention Schedule included below. The Administrator shall also be responsible for documenting the actions taken to maintain and/or destroy organization documents and retaining such documentation. The Administrator may also modify the Document Retention Schedule from time to time as necessary to comply with law and/or to include additional or revised document categories as may be appropriate to reflect organizational policies and procedures. The Administrator is also authorized to periodically review this Policy and Policy compliance with legal counsel and to report to the Board of Directors as to compliance. The Administrator may also appoint one or more assistants to assist in carrying out the Administrator’s responsibilities, with the Administrator, however, retaining ultimate responsibility for administration of this Policy.

**2.2 Responsibilities of Constituencies.** This Policy also relates to the responsibilities of board members, staff, volunteers and outsiders with respect to maintaining and documenting the storage and destruction of the organization’s documents. The Administrator shall report to the Board of Directors (the board members acting as a body), which maintains the ultimate direction of management. The organization’s staff shall be familiar with this Policy, shall act in accordance therewith, and shall assist the Administrator, as requested, in implementing it. The responsibility of volunteers with respect to this Policy shall be to produce specifically identified documents upon request of management, if the volunteer still retains such documents. In that regard, after each project in which a volunteer has been involved, or each term which the volunteer has served, it shall be the responsibility of the Administrator to confirm whatever types of documents the volunteer retained and to request any such documents which the Administrator feels will be necessary for retention by the organization (not by the volunteer). Outsiders may include vendors or other service providers. Depending upon the sensitivity of the documents involved with the particular outsider relationship, the organization, through the Administrator, shall share this Policy with the outsider, requesting compliance. In particular instances,

the Administrator may require that the contract with the outsider specify the particular responsibilities of the outsider with respect to this Policy.

**3. Suspension of Document Destruction; Compliance.** The organization becomes subject to a duty to preserve (or halt the destruction of) documents once litigation, an audit or a government investigation is reasonably anticipated. Further, federal law imposes criminal liability (with fines and/or imprisonment for not more than 20 years) upon whomever “knowingly alters, destroys, mutilates, conceals, covers up, falsifies, or makes a false entry in any record, document, or tangible object with the intent to impede, obstruct, or influence the investigation or proper administration of any matter within the jurisdiction of any department or agency of the United States ... or in relation to or contemplation of any such matter or case.” Therefore, if the Administrator becomes aware that litigation, a governmental audit or a government investigation has been instituted, or is reasonably anticipated or contemplated, the Administrator shall immediately order a halt to all document destruction under this Policy, communicating the order to all affected constituencies in writing. The Administrator may thereafter amend or rescind the order only after conferring with legal counsel. If any board member or staff member becomes aware that litigation, a governmental audit or a government investigation has been instituted, or is reasonably anticipated or contemplated, with respect to the organization, and they are not sure whether the Administrator is aware of it, they shall make the Administrator aware of it. Failure to comply with this Policy, including, particularly, disobeying any destruction halt order, could result in possible civil or criminal sanctions. In addition, for staff, it could lead to disciplinary action including possible termination.

**4. Electronic Documents; Document Integrity.** Documents in electronic format shall be maintained just as hard copy or paper documents are, in accordance with the Document Retention Schedule. Due to the fact that the integrity of electronic documents, whether with respect to the ease of alteration or deletion, or otherwise, may come into question, the Administrator shall attempt to establish standards for document integrity, including guidelines for handling electronic files, backup procedures, archiving of documents, and regular checkups of the reliability of the system; provided, that such standards shall only be implemented to the extent that they are reasonably attainable considering the resources and other priorities of the organization.

**5. Privacy.** It shall be the responsibility of the Administrator, after consultation with counsel, to determine how privacy laws will apply to the organization’s documents from and with respect to employees and other constituencies; to establish reasonable procedures for compliance with such privacy laws; and to allow for their audit and review on a regular basis.

**6. Emergency Planning.** Documents shall be stored in a safe and accessible manner. Documents which are necessary for the continued operation of the organization in the case of an emergency shall be regularly duplicated or backed up and maintained in an off-site location. The Administrator shall develop reasonable procedures for document retention in the case of an emergency.

**7. Document Creation and Generation.** The Administrator shall discuss with staff the ways in which documents are created or generated. With respect to each employee or organizational function, the Administrator shall attempt to determine whether documents are created which can be easily segregated from others, so that, when it comes time to destroy (or retain) those documents, they can be easily culled from the others for disposition. For example, on an employee-by-employee basis, are e-mails and other documents of a significantly non-sensitive nature so that they might be deleted, even in the face of a litigation hold with respect to other, more sensitive, documents? This dialogue may help in

achieving a major purpose of the Policy -- to conserve resources -- by identifying document streams in a way that will allow the Policy to routinely provide for destruction of documents. Ideally, the organization will create and archive documents in a way that can readily identify and destroy documents with similar expirations.

## 8. Document Retention Schedule.

<u>Document Type</u>	<u>Retention Period</u>
<b>Accounting and Finance</b>	
Accounts Payable	7 years
Accounts Receivable	7 years
Annual Financial Statements and Audit Reports	Permanent
Bank Statements, Reconciliations & Deposit Slips	7 years
Canceled Checks – routine	7 years
Canceled Checks – special, such as loan repayment	Permanent
Credit Card Receipts	3 years
Depreciation Schedules	Permanent
Employee/Business Expense Reports/Documents	7 years
General Ledger	Permanent
Internal Audit Reports	3 years
Interim Financial Statements	7 years
Inventory records for products, materials, and supplies	7 years
<b>Contributions/Gifts/Grants</b>	
Contribution Records	Permanent
Documents Evidencing Terms of Gifts	Permanent
Grant Records	7 yrs after end of grant period
<b>Corporate and Exemption</b>	
Articles of Incorporation and Amendments	Permanent
Bylaws and Amendments	Permanent
Minute Books, including Board & Committee Minutes	Permanent
Annual Reports to Attorney General & Secretary of State	Permanent
Other Corporate Filings	Permanent
Licenses and Permits	Permanent
Employer Identification (EIN) Designation	Permanent
<b>Correspondence and Internal Memoranda</b>	
Hard copy correspondence and internal memoranda relating to a particular document otherwise addressed in this Schedule should be retained for the same period as the document to which they relate.	
Hard copy correspondence and internal memoranda relating to routine matters with no lasting significance	Two years
Correspondence and internal memoranda important to	

the organization or having lasting significance Permanent, subject to review

**Electronic Mail (E-mail) to or from the organization**

Electronic mail (e-mails) relating to a particular document otherwise addressed in this Schedule should be retained for the same period as the document to which they relate, but may be retained in hard copy form with the document to which they relate.

E-mails considered important to the organization or of lasting significance should be printed and stored in a central repository . Permanent, subject to review

E-mails not included in either of the above categories 12 months

**Electronically Stored Documents**

Electronically stored documents (e.g., in pdf, text or other electronic format) comprising or relating to a particular document otherwise addressed in this Schedule should be retained for the same period as the document which they comprise or to which they relate, but may be retained in hard copy form (unless the electronic aspect is of significance).

Electronically stored documents considered important to the organization or of lasting significance should be printed and stored in a central repository (unless the electronic aspect is of significance). Permanent, subject to review

Electronically stored documents not included in either of the above categories Two years

**Employment, Personnel and Pension**

Personnel Records	10 yrs after employment ends
Employment Applications	Three years
Employee contracts	10 yrs after termination
Retirement and pension records	Permanent
Timesheets	7 years

**Insurance**

Property, D&O, Workers' Compensation and General Liability Insurance Policies	Permanent
Insurance Claims Records	Permanent

**Legal and Contracts**

Contracts, related correspondence and other supporting documentation	10 yrs after termination
Legal correspondence	Permanent

**Management and Miscellaneous**

Strategic Plans	7 years after expiration
Disaster Recovery Plan	7 years after replacement
Policies and Procedures Manual	Current version w/revision history

**Property – Real, Personal and Intellectual**

Property deeds and purchase/sale agreements	Permanent
Property Tax	Permanent
Real Property Leases	Permanent
Personal Property Leases	10 years after termination
Trademarks, Copyrights and Patents	Permanent

**Tax & Regulatory**

Tax exemption documents & correspondence	Permanent
IRS Rulings	Permanent
Annual information returns – federal & state	Permanent
Tax returns	Permanent
FEC Filings	Permanent

## LIBERTARIAN PARTY BALLOT ACCESS ACTION REPORT

Libertarian National Committee meeting

Alexandria, Virginia

March 1-2, 2014

Dear Colleagues:

If we lived in a nation with just election laws, we wouldn't have to pursue ballot access. Unfortunately, that is not the case. The following memo addresses petitioning opportunities for the LNC in 2014, and through 2016.

I want to thank Bob Johnston, LP of Maryland Chair and an Independent Contractor to the LNC, for his work in contacting various state parties and their Chairs, and his preparation of the table that is a part of this report, and Richard Winger and Paul Frankel for their assistance in updating this report.

We currently have ballot access in the following 32 states (plus DC): AK, AZ, AR, CA, CO, DE, FL, GA, ID, IN, HI, KS, LA, MD, MI, MS, MO, MT, NE, NV, NM, NC, ND, OH, OR, SC, SD, TX, UT, VT, WV & WY. This assumes that all paperwork will be filed on a timely basis.

Current petition drive updates:

States in which we could be circulating a petition in 2013 or 2014 are:

AL: Petitioning (not subsidized by the LNC) has been ongoing for local candidates in AL. Since the December 2013 LNC meeting, the EC encumbered \$12,500 of LNC funds to complete sufficient petitioning to allow the LPAL to run one US House candidate, about ten State House candidates, and several score candidates for lower offices in 2014. The petition contract with Paul Frankel has been circulated to the LNC, but it has not been approved. Accordingly, none of the \$12,500 has yet been spent by the LNC.

The AL legislature has, historically, been horrible on ballot access, and it might behoove us to get a candidate on for US House to send a message and to help develop the LPAL. There has been only one LPAL candidate for public office (other than President) after 2002.

In AL, no Democrat is running for four (4) statewide offices in 2014: US Senator, Supreme Court Justice (a partisan office), Public Service Commissioner Seat One and Public Service Commissioner Seat Two. Also, the AL House Elections Committee has passed HB 327, lowering the number of signatures from 44,829 to 22,415. If it passes it will take effect immediately. The petition deadline is June 3, 2014. The vote test is 20% for any statewide office. If the bill passes we should consider petitioning in Alabama this year. In 2000, there were two Alabama races with no Democrat in a statewide race. We were on the ballot as a party that year and we got over 20% for one of them. If we got at least 20% in one of those four elections this year, we would retain ballot status through

2016, at which time we would likely be in some more two-way elections. Also in 2012, in the three states in which we were in two-way statewide races, we got 34% in Georgia, 43% in Montana, and 22% in Texas.

IL: The LPIL request for funds from the LNC is \$66,500. I have not asked the EC yet to encumber funds for IL, but, if that is going to be done (either by the EC or the LNC), it needs to be done by March 2, as the start date of the IL petition drive is Tuesday, March 25, and the drive lasts only 90 days. I (Bill Redpath) will be in Illinois from Memorial Day 2014 through the following Friday to work as a volunteer on this petition drive, hopefully doing petitioning.

MA: If the LPMA runs for a minor statewide office (Attorney General, Secretary of the Commonwealth, Treasurer or Auditor) and earns at least 3% of the vote (which is highly likely) in 2014, the LPMA would be ballot qualified for 2016. It would take only a 5,000 valid sig petition drive for one of these offices. LPMA Chair Dave Blau thinks this would be good to do and requests \$10,000 from the LNC for successful completion of the petition drive.

NH: Governor and US Senate candidates can get on in 2014 with Independent petitions for 3,000 valid sigs each. If either candidate would receive at least 4% of the vote, the LP would get party status again in NH.

NM: If the LP completed an 6,018 valid sig petition drive for a candidate for statewide office, and that candidate got at least 5% of the vote in November 2014, the LPNM would be entitled to its own primary, and we would no longer have to complete such arduous candidate petitions to run candidates for office in NM (except President, which requires zero sigs). We got 8.5% for Land Commissioner in 1998. There are about seven "low level" statewide offices in NM in 2014, and the petition deadline is in late June 2014. We would also need to increase our voter registration percentage to 0.3333333%. We now have about 3,541 voter registrations in NM, and we would need to increase that number by about 625.

I have spoken with LPMN Chair Mike Blessing, but he does not know of someone in the LPNM who wants to run for one of these "low level" statewide offices.

NY: There will be a 15,000 valid sig petition for our statewide candidates (including Governor) in 2014. Our Governor candidate in 2010, Warren Redlich, received 48,386 votes for Governor. Gary Johnson got 47,256 votes for President in New York in 2012. 50,000 votes are needed to retain ballot status for the next four years. LPNY Chair Mark Axinn says that LPNY plan includes volunteer petitioning, and (as I recall) \$10,000-15,000 of LPNY funds. He says that \$25,000-30,000 from the LNC will be needed to successfully complete this petition drive. The drive occurs during a six week period from about July 10 to about August 20.

OK: Richard Prawdzienski is filing as an independent for Governor of Oklahoma in 2014, so in a sense we will be "on" the ballot in Oklahoma this year. He just needs a



filing fee and it isn't too high. He will be the first Libertarian on the ballot for Governor of Oklahoma in history, but without a "Libertarian" label.

PA: Ken Krawchuk got the LPPA nomination for Governor, and Henry Haller got the nomination for Lt. Governor on 2/22/2014. The results of those elections will not qualify the LPPA for the 2016 ballot. We need to do a petition in 2016. About 16,625 valid sigs will be needed on the 2014 petition. The LPPA will attempt to do this on an all volunteer basis, with the petition drive starting on March 12, 2014 and ending on August 1, 2014. Emphasis will be put on Primary Day petitioning on Tuesday, May 20. We can assess the situation after Primary Day to see if paid petitioning will be needed in PA. I attended the LPPA convention on 2/22/2014 and told the delegates not to expect financial help for the petition drive from the LNC this year

VA: Rob Sarvis, the 2013 Governor nominee, got the LPVA nomination for US Senate in 2014. 10,000 valid sigs would be needed, with ballot retention if that candidate received 10% of the vote. I do not think the LNC should subsidize this drive, given that vote percentage retention requirement.

WI: I intend to work with the LPWI Chair to lobby to make a minor change to the law that would get the LPWI ballot status (the Constitution Party has ballot status now because they got over 1% for US Senate in 2010, and the LP got over 1% for US Senate in 2012, but only the vote for President applies in Presidential election years). If that does not work, we would have to do 2,000 valid sigs on a separate petition for each office, but if we got 1% for Governor/Lt. Governor, or Secretary of State, or Treasurer or Attorney General, the LP would have ballot status for the next four years in WI.

2014 Summary: IL for \$66,500, plus NY for \$25,000-30,000, plus MA for \$10,000 equals \$101,500-106,500, plus the \$12,500 encumbered for AL equals \$114,000-119,000. The Ballot Access expense budget for 2014 currently stands at \$120,900, which would allow \$1,900-6,900 for other uses during the year.

2016 Petitioning:

AL: 5,000 valid sig petition for Independent for President that cannot start until Memorial Day 2016, as there is no substitution for President or VP in Alabama. Early September 2016 deadline.

CT: 7,500 valid sigs in 2016 for President. The LPCT is working with the ACLU to possibly litigate the out-of-state petitioner ban in CT. This drive will likely need some subsidization from the LNC.

IA: 1,500 valid sigs in 2016 for President. This needed LNC subsidization in 2012.

KY: 5,000 valid sigs for President in 2016, with a petition that can start to circulate the day after Election Day 2015. There is a US Senate race in KY in 2014, but ballot status cannot be gained through the results of that election.

ME: 4,000 valid sig petition for Independent for President that cannot start until Memorial Day 2016, as there is no substitution for President or VP in Maine.

MN: 2,000 valid sig petition for President in 2016. This needed LNC subsidization in 2012.

NJ: 800 valid sigs in 2016 for President. Unfortunately, this required LNC subsidization in 2012. And, it is my understanding that the LPNJ could not get the 800 valid sigs needed for the recent US Senate election in NJ. In my opinion, the LPNJ has some bad habits in the operation of its petition drives, and I will work with the LPNJ Chair in 2016 or before to change that.

OK: Unless something changes through litigation or lobbying, this will be a 40,000+ sig petition drive.

RI: 1,000 net sigs for a Presidential petition. The LPRI needed LNC help for this petition in 2012.

TN: Because the TN ballot access law has been found to be unconstitutional, the LP may be a ballot qualified party in TN, just as has been the case in OH over the past few years. If not, it is 275 net sigs for a Presidential petition. The LPTN needs to work to get this done well ahead of the deadline in 2016, not let it go to a last day fire drill, as in 2012.

VA: In 2016, VA will require only 5,000 valid sigs for a Presidential petition. I do not know if this can be done totally volunteer or if the LPVA will have funds for this, as the LPVA's cash minus liabilities now is only about \$9,000. Some small LNC subsidization may be necessary.

WA: The LPWA handled the Presidential petition on its own in 2012, and I anticipate that it will do so again in 2016.

--- On Mon, 2/24/14, travellingcircus@gmail.com  
<travellingcircus@gmail.com> wrote:

> From: travellingcircus@gmail.com <travellingcircus@gmail.com>  
> Subject: Re: [Lnc-discuss] Ballot Access Action Report--March 2014  
> To: "lnc-discuss@hq.lp.org" <lnc-discuss@hq.lp.org>  
> Date: Monday, February 24, 2014, 4:13 PM Hi Bill, thanks for the  
> report.  
>  
> A small correction on Alabama - the contract is with Ross Lowe  
> (Alabama LP state party treasurer and local petitioner with experience  
> from the 1980s and from last year collecting signatures in Jefferson  
> County paid for by Booster PAC) .  
>  
> I am one of several subcontractors who is planning to work for Ross  
> Lowe on this petition drive. If my participation on this drive and on  
> LNC at the same time is going to be much of an issue, I can either  
> cancel my plans to be one of the subcontractors working for Ross Lowe  
> or I can resign from the LNC.  
>  
>  
> My estimate on the state legislative seats that this will give us  
> access for was 10-20, but I actually forgot to figure in the State  
> Senate with that calculation when I talked to you on the phone about  
> an hour ago. I think 20 is closer to the mark, maybe even slightly  
> more.  
>  
>  
> With all county commission seats in 6 counties, multiple county  
> executive positions in each of the counties, and judicial positions in  
> all of the counties it could be as many as a hundred candidates, which  
> is not to say LPA will recruit that many.  
>  
>  
> I am in the process of seeking statewide candidates with the financial  
> resources to fund the remaining 61 counties.  
>  
> Thanks for all you do and for your work on this report and your help  
> on Alabama and other states.  
>  
>  
> Paul Frankel



**Affiliate funding request PLAN:**

National LP,

The Alaska Libertarian Party currently has ballot access. We certainly understand the importance as Alaska happens to have very stringent requirements regarding this access. In the upcoming election cycle we must secure 3% in the governor's race in order to maintain this access. We are currently recruiting a candidate for governor who can secure this 3% based on a "populist platform."

I must say, that ballot access is virtually of no regard if you do not have excellent libertarian candidates who are willing to run. As Libertarians we must be able to attract potential candidates by offering them a "party plan" which assists them in their journey to victory.

**This is our plan, this is our request:**

Action Plan: based on 2 identified candidates of excellence, and one Gubernatorial candidate.

**Direct door Knocking:**

Consists of two paid professional Libertarian door knockers @ \$10.00 hr. ( sub-contractors )

August: 64 direct contact hours \$640.00

September: 128 direct contact hours \$1,280.00

October: 128 direct contact hours \$1,280.00

Total hours: 320 \$3,200.00

**times two:** Total hours: 640 Total cost: \$6,400.00

**Printed material:** \$1,200.00 x two \$2,400.00

**Mailers:** \$1,200.00 x two \$2,400.00

**Phone Banks:**  
2 @ 4 hours x 5days @ 10.00 hr ( subcontractors ) \$4,800.00

160 contacts per session ( 20 per hour per person )

800 per week

3200 per month

9600 contacts per 3 months ( Aug. Sept. Oct. )

Data Bank: \$250.00 per month \$750.00( 3 month )

Subtotal: \$16,750.00

Additional \$3,250 allocated to the Gubernatorial race \$3,250.00

Total : \$20,000.00

As you know, Alaska is unique in that we are the "birthplace" of the Libertarian party regarding an elected representative, and recognized as District #1 for this reason. We have the largest concentration of libertarians per capita in the country. Of the 10 state representatives elected to office Alaska has had 3.

### **Candidates and their respective districts:**

I do know that there has been some conversations regarding the vetting of these candidates we are putting forward as they both ran as republicans in the last election cycle. I would remind you, these concerns have merit but, Gary Johnson ran as a republican in a portion of the last cycle as well and we all supported his cause.

In no uncertain terms I want the LPN to know that both Mark Fish, past Chair and myself recruited these two individuals into the ranks of the Libertarian Party as we are fully aware that they are libertarian in nature and were using the republican banner as a vehicle for election much the same as Ron Paul.

### **Cean Stevens and her district: District #19**

Cean Stevens is a very hard worker. She is a small business owner in landscaping. Last election cycle she garnered 41% of the vote in a predominant democratic / independent district. Her husband was the district Chair for the republican party. He has resigned that position and now sits on the Executive Board with the ALP. Additionally, Cean raised \$20,000.00 on her own efforts. She lives in a lower middle class community.

#### **District #19:**

9,559 registered voters

On off cycle years, District #19 consistently has a 30% voter turnout.

Based on this number, 2868 votes will be cast

**1504 votes will win this race.**

#### **District Makeup:**

9,559 registered voters

Democrats : 2161

Republican: 1,343

Libertarian: 492

Other: 5,563

## Anand Dubey and his district: **District #21**

Anand Dubey is a very hard worker as well and owns his own business in IT services. He garnered 44% of the vote total in his district last cycle. His opponent, Democrat Lindsey Holmes re-registered as a republican after winning the election as a democrat. Democrats in her district are highly **pissed off** and ready for change. They have had contact with Anand and he is well regarded in his community district. Additionally, he raised \$70,000.00 on his own efforts. He lives in an upper middle class community.

### **District #21:**

12,871 registered voters

On off cycle years, District # 21 has a 40% voter turnout.

Based on this number, 5,148 votes will be cast.

**2701 votes will win this race.**

### **District Makeup:**

12,871 registered voters

Democrats: 2,165

Republicans: 2,932

Libertarians: 304

Other: 7,407

As you can clearly see, the Libertarian Party does have representation in both these districts. The vast majority of both districts have registered voters who are not declared. A libertarian message is perfect for both these districts.

## **Russ Millette: Governor candidate Libertarian**

Russ Millette was elected as the Republican Chair last convention by the majority of the republican delegates. After the convention, the Central Committee of the republican party refused to seat him as they felt his views were too "libertarian" in nature. They used the excuse that he did not raise any funds but there was no time between their position to show results. What ensued is that they reconvened and appointed another Chair in a mock convention.

Russ is presently strongly considering running as the Governor candidate for the Libertarian party which would ensure us obtaining 3% of the vote and therefore, ballot access in the next election cycle. I do not have his complete commitment but he is very seriously considering it. Any assistance would be appreciated although I know \$3,250.00 is not much. We do have other candidates who would consider but he is the strongest candidate at this date.

With this plan we are submitting, divorced of rhetoric, We have the opportunity to elect two state representatives to the house and the possibility to secure 3% in the Governor's race to maintain ballot access. I respectfully request that the LPN give the Alaska Libertarian Party the consideration that we do know how to direct the funds in a nature consistent with excellent

stewardship of the resource and we will conduct ourselves in such a manner as to ensure the most effective results which may in fact be, electing two Libertarian state representatives this election cycle and securing ballot access going forward to the next presidential election. Let's spend less money now instead of more money fighting for ballot access.

As Libertarians, it is imperative that we elect libertarians to office. We must silence the voices of opposition when they speak to the masses and suggest that libertarians cannot win elections and are merely "spoilers" for the perceived legitimate candidates. We must be able to point directly at results. I am asking you, through this request to consider that Alaska will give you this result.

with high respect,  
Michael Chambers  
Chair-ALP

# MEMBERSHIP LEVEL REVIEW COMMITTEE REPORT

Submitted to: Libertarian National Committee, Feb. 25, 2014

Submitted by: James W. Lark, III  
Region 5S Representative, Libertarian National Committee  
Chair, Membership Level Review Committee

The members of the Membership Level Review Committee (MLRC) are Michael Cloud, Mark Hinkle, Jim Lark, Scott Lieberman, and Rich Tomasso. The committee was established by Geoff Neale during the LNC meeting on March 16-17, 2013. Mr. Neale appointed the members of committee, and appointed Dr. Lark to serve as chair.

The charge of the Committee was to recommend membership/contribution levels (and associated benefits) that would garner the support of a strong majority ("a supermajority") of the LNC. The Committee provided its recommendations on July 8, 2013, for consideration by the LNC. The LNC did not adopt the recommendations.

Shortly after the conclusion of the LNC meeting on July 14, 2013, Mr. Neale requested that the MLRC continue its work on recommendations concerning membership/contribution levels. As of this moment the MLRC has not chosen to offer new recommendations.

I have enclosed below the current language of Section 2.05 ("Membership Policies"), subsection 2 ("Association Levels"), subsection 3 ("Life Membership Status"), and subsection 4 ("Benefits") of the Policy Manual, as well as the list of membership/contribution levels and associated benefits proposed by Rich Tomasso and included in the MLRC's recommendations in its July 8, 2013 report.

Since it appears likely that the LNC will soon purchase a building, it would be appropriate for LNC members to review both the current language of the Policy Manual and Mr. Tomasso's list of proposed membership/contribution levels and associated benefits. If the LNC wishes to change the Policy Manual regarding these issues, it would be appropriate for members to suggest changes at the upcoming meeting, and if necessary consider specific proposed changes via e-mail ballot.

## **From the Policy Manual:**

### 2) Association Levels

Until the LNC takes occupancy of a purchased building:

The following levels of association are recognized by the Party:

- Basic \$25 annual dues payment
- Regular \$50 annual dues payment



- Supporting \$100 annual dues payment
- Sponsor \$250 annual dues payment
- Patron \$500 annual dues payment
- Torch Club \$1,000 in dues or contributions prior twelve months
- Chairman's Circle \$5,000 in dues or contributions since last convention

Effective after the LNC takes occupancy of a purchased building:

The following levels of association are recognized by the Party:

- Chairman's Circle\* \$25,000 annually or \$2500 monthly in dues or contributions
- Select Benefactor\* \$15,000 annually or \$1500 monthly in dues or contributions
- Beacon of Liberty\* \$5,000 annually or \$500 monthly in dues or contributions
- Pioneer of Freedom\* \$2,500 annually or \$250 monthly in dues or contributions
- Lifetime Founder\* \$1,500 annually or \$150 monthly in dues or contributions
- Patriot \$500 annually or \$50 monthly
- Minuteman \$250 annually or \$25 monthly
- Advocate \$150 annually or \$15 monthly
- Supporter \$50 annually
- Foundation Member \$25 annually

Convention registration does not count towards contribution levels.

### 3) Life Membership Status

Until the LNC takes occupancy of a purchased building:

A member who contributes at least \$1,000 during any twelve-month period shall be granted life membership in the Party. (footnote 44)

Effective after the LNC takes occupancy of a purchased building:

A member who contributes at least \$1,500 during any twelve-month period shall be granted life-membership in the Party. (footnote 44)

### 4) Benefits

Until the LNC takes occupancy of a purchased building:

Non-member contributors shall be provided all benefits provided to member contributors, except for those rights specifically granted only to members or sustaining members by the Party Bylaws or this Policy Manual.

A contributor (member or non-member) shall be entitled to the following basic benefit:

- Subscription to LP News

A member with a future benefits lapse date shall also be entitled to the following basic benefit:

- Customized Party membership card, updated annually, identifying the individual's level of association and lapse date

Those maintaining Torch Club status shall also be entitled to the following benefits:

- Special mailings
- Invitation to the Torch Club event at the convention

Those maintaining Chairman's Circle status shall also be entitled to the following benefits:

- Special mailings
- Invitation to the Torch Club event at the convention
- Invitation to the Chairman's Circle event at the convention
- Participation in special conference calls with the Chair

Staff shall have the discretion to create and bestow additional benefits.

Effective after the LNC takes occupancy of a purchased building:

Non-member contributors shall be provided all benefits provided to member contributors, except for those rights specifically granted only to members or sustaining members by the Party Bylaws or this Policy Manual.

A contributor (member or non-member) shall be entitled to the following basic benefit:

- 1-Year subscription to LP News

A member with a future benefits lapse date shall also be entitled to the following basic benefit:

- Customized Party membership card, updated annually, identifying the individual's level of association and lapse date.

A Lifetime Founder shall be entitled to the following benefits: **\$1,500 level**

(Convention benefits are based on giving at least one annual contribution or equivalent pledges, from the start of the previous convention and prior to the next convention)

- Special Name badge with Life Ribbon (Torch Club)
- Lifetime Pin

- Mention in program at National Convention
- Mention in LP News
- Mention on LP website

A Pioneer of Freedom shall be entitled to the following benefits: **\$2,500 level**

(Convention benefits are based on giving at least one annual contribution or equivalent pledges, from the start of the previous convention and prior to the next convention)

- Special name badge with Life Ribbon (Torch Club)
- Lifetime Pin
- Special mention on signage and programs at National Convention
- VIP seating at National Convention banquet\*\*
- Mention in LP News
- Mention on LP website

A Beacon of Liberty shall be entitled to the following benefits: **\$5,000 level**

(Convention benefits are based on giving at least one annual contribution or equivalent pledges, from the start of the previous convention and prior to the next convention)

- Special name badge with Life Ribbon (Torch Club)
- Lifetime Pin
- Special mention on signage and programs at National Convention
- VIP Seating with LNC member at National convention banquet\*\*
- Mention and photo in LP News, with the permission of contributor
- Mention and photo on LP Website, with the permission of contributor

A Select Benefactor shall be entitled to the following benefits: **\$15,000 level**

(Convention benefits are based on giving at least one annual contribution or equivalent pledges, from the start of the previous convention and prior to the next convention)

- Special name badge with Life Ribbon (Torch Club)
- Lifetime Pin
- Special mention on signage and programs at National Convention
- VIP Seating with National Chair or LNC officer at National Convention banquet or other events\*\*
- Mention and photo in LP News, with the permission of contributor
- Mention and photo on LP Website, with the permission of contributor

A Chairman's Circle member shall be entitled to the following benefits: **\$25,000 level**

(Convention benefits are based on giving at least one annual contribution or equivalent pledges, from the start of the previous convention and prior to the next convention)

- Special name badge with Life Ribbon (Torch Club)
- Lifetime Pin
- Special mention on signage and programs at National Convention
- VIP Seating (includes guest if requested) with National Chair, LNC officer, special guest, or POTUS nominee at National Convention banquet or other events\*\*
- Naming of an event\*\*
- Direct contact with National Chair, POTUS nominee, or significant LP candidate during campaign season\*\*
- Mention and photo in LP News, with the permission of contributor
- Mention and photo on LP Website, with the permission of contributor

Those maintaining Torch Club status shall also be entitled to the following benefits:

- Special mailings
- Invitation to the Torch Club event at the convention

Maintaining the Torch Club membership is based on contributions from the start of the previous national convention to the END of the next national convention and shall consist of all those in the highest 5 levels (denoted by \*). For monthly pledges at the Lifetime Founder and higher levels, membership at that level begins at the beginning of the fourth month of the pledge.

Those benefits designated with \*\* will be subject to availability on a first-come basis, to address the HIGHLY WELCOMED possibility that there will be too many qualifying people for a single table.

National Convention VIP seating, signage, and programs, will be determined prior to the start of the event.

Staff shall have the discretion to create and bestow additional benefits.

**List of membership/contribution levels and associated benefits proposed by Rich Tomasso:**

Amounts listed are either given in donations in one calendar year, or provided as a monthly pledge of 1/10th the same amount for one year. (Amounts given do not include funds received for convention packages or other purchases.)

\$25 Sustaining member. Gets newsletter. Counts for delegates.

\$100 Minuteman.

\$500 Patriot.

\$1000 Torch Club.

\$5000\* Chairman's Circle.

\$10000\* Silver Sovereign.

\$20000\* Golden Champion.

\$30000! Rearden Metal Paragon.

\$1000^ Life Member.

\* The contribution for Chairman's Circle and higher are calculated since the close of the prior convention.

! This is an amount equal to the maximum legal contribution anyone can make in a year. I don't have that amount on-hand but I know it's about this much.

^ A Life Membership is a distinct purchase, available as a single \$1000 payment. With that, the member no longer gets renewal mailings and has an effective expiration date of 100 years from then. Along with other listed benefits.

Perhaps we could even limit the number of Life Memberships available in a given year to make them a little more special.

Special Recognition:

If the member wishes, with a Minuteman or higher membership level, their name will be mentioned in the next issue of LP News with the thanks of the Chair and entire LNC. A similar mention will be made on LP.org

At reaching Patriot membership and higher, a special certificate suitable for framing will be mailed to the member indicating this great level of support for liberty and the LP.

At Chairman's Circle and above, the member may have their picture printed in LP News along with their name and recognition for their donation. The same to be posted to LP.org

At the Rearden Metal level, the editor of LP News will work with that member to provide a short biographical article with a picture to highlight the member's commitment to liberty and the LP. The same notice to be placed on LP.org.

If the member wishes, if they have achieved Chairman's Circle or above since the close of the prior national convention, a special page in the convention program will list their name with the thanks of the Chair and entire LNC.

During the convention, at an appropriate time, the Chair will recognize en masse, in turn, new Life Members, and those who reached Torch Club or higher.

## Premiums:

Monthly pledgers at \$10/mo or greater (Minuteman level) will get a monthly pledge newsletter. Additional news may be made available to pledgers at greater levels.

Patriot members and above will have a special phone number and email to contact the national office with questions about national party business (memberships, dues, convention tickets, newsletters, etc).

Life members will have a distinct lapel pin indicating their status.

Torch Club members and above will have a distinct lapel pin indicating their status.

For Chairman's Circle and above, the pin will be dated to indicate a current status, thus encouraging members at that level to maintain.

Chairman's Circle and above will have available to them a quarterly conference call with the LNC Chair to discuss and ask questions about the future of the Party.

Chairman's Circle and above will have the option to receive the monthly pledge newsletter.

Any limited tickets for special events will be first made available in order starting with Rearden Metal down to Torch Club and Life Members before being made available to the general membership or the public.

Staff and the Chair may issue additional premiums for membership levels such as commemorative coins, plaques, badges, certificates, thank you letters, additional Party communications, conference calls, etc. New premiums with more than a de minimus cost shall be approved by the Executive Committee.

## Convention Premiums:

Patriot membership and above will have distinct ribbon for convention credentials.

Torch Club and above will have a VIP reception at the national convention. Life members may attend.

Torch Club and above will have a priority registration line at the national convention.

Chairman's Circle and above will have priority seating at the National Convention presidential debate.

Chairman's Circle and above will have priority seating at National Convention Banquet(s) and

other special ticketed events, with the understanding that seating may be limited and will be made available first-come first-serve.

Members at Silver and above will have the opportunity for seating with keynote speaker, the national chair or LNC officer at the National Convention banquet(s).

Members at Gold and above will have the opportunity for seating with the presidential or vice presidential nominee, keynote speaker, national chair or LNC officer, or other candidate of their choice, at the National Convention banquet(s).

Members at Silver and above will have priority to reserve any available hospitality suites at the hotel, behind the presidential candidates.

Strictly subject to availability and scheduling, Gold members and above may be given naming rights to National Convention events.

With the approval of the Executive Committee, in consultation with the appropriate Convention Committee, additional National Convention benefits such as a private lounge, upgraded rooms, free amenities, comped travel to/from airport, or the like may be made available to members at the Chairman's Circle and above.

## CORPORATION

### RESOLUTIONS

(Authority to Acquire Property, Obtain Credit, Give Security  
and Take other Actions)

The following resolutions were adopted by the vote of a majority of the members of the Board of Directors of the Libertarian National Committee, Inc., a District of Columbia nonprofit corporation ("**Company**"), at a meeting duly noticed and held on \_\_\_\_\_, 2014.

#### ACQUISITION OF PROPERTY

WHEREAS, one or more of Company's officers have had discussions with The Society of Hispanic Professional Engineers, Inc. ("**Seller**"), concerning Company's proposed acquisition from Seller for a purchase price of \$825,000 of the property legally described as Lot 16, Round House Square, and commonly known as 1444 Duke Street, Alexandria, Virginia ("**Property**");

WHEREAS, the principal place of business of the Company, and the location where the Company's Executive Director and other principal employees currently maintain their offices, is currently 2600 Virginia Avenue, N.W., Suite 200, Washington, DC, but this Board has determined it is in the best interest of Company to move such principal place of business, and the location where the Company's Executive Director and other principal employees maintain their offices, to a location owned by the Company, such as the Property; and

WHEREAS, this Board has determined that the acquisition of the Property would be in the best interests of Company.

NOW, THEREFORE, IT IS RESOLVED that the acquisition of the Property from Seller and movement of the Company's principal place of business to the Property is ratified and approved in all respects;

FURTHER RESOLVED, that any one or more of Company's officers is authorized, for and on behalf of Company, to negotiate the terms and conditions of a purchase agreement and any other ancillary agreements, instruments, and documents with respect to the acquisition of the Property, all containing such terms and conditions as such officer(s) deem necessary, appropriate, or convenient (which with such further additions, omissions, or changes as are authorized by these resolutions are collectively referred to as the ("**Agreements**") in these resolutions); and

FURTHER RESOLVED, that the signing, delivery, and performance of each of the Agreements by any one or more of the Company's officers, and the consummation of the acquisition of the Property, by and on behalf of Company is authorized; and that, when signed



and delivered, the Agreements shall be binding upon and enforceable against Company in accordance with their respective terms.

#### AUTHORITY TO BORROW

FURTHER RESOLVED, that any one or more of Company's officers is authorized, for and on behalf of Company, to negotiate and procure loans from Branch Banking and Trust Company ("**Lender**") in connection with the acquisition of the Property, and to grant a security interest in, pledge, mortgage, assign, or otherwise encumber to Lender any or all assets and properties of Company, both real and personal, tangible and intangible, now owned and in the future acquired, wherever located, as security for any such loan or other extension of credit, all upon such terms and conditions as such officer(s) may deem necessary, appropriate, or convenient; and

FURTHER RESOLVED, that any one or more of Company's officers is authorized, for and on behalf of Company, to sign or endorse, acknowledge (where required), and deliver to Lender such loan agreements, promissory notes, mortgages, deeds of trust, leases, and any other documents or instruments (including, without limitation, amendments or restatements of the agreements, notes, mortgages, leases, or other documents) as may seem necessary, appropriate, or convenient to such officer(s) in connection with any loan or other extension of credit, or in connection with any amendment, renewal, or extension of any such transaction.

#### OTHER ACTIONS AND RATIFICATION

FURTHER RESOLVED, that any one or more of Company's officers is authorized to take such other actions as such officer(s) shall deem necessary, appropriate, or convenient to carry out these resolutions; and

FURTHER RESOLVED, that all actions of Company and its officers to date consistent with these resolutions are ratified, approved, and affirmed in all respects.

## MEMORANDUM

TO: Libertarian National Committee  
FROM: Gary Sinawski  
DATE: February 25, 2014  
SUBJECT: Counsel's Report

### Introduction

This report summarizes my work as general counsel to the LNC since December 1, 2013, the date of my previous report. The report is not privileged and confidential, as it simply relates facts and does not constitute legal advice. It may be disclosed to other members of the Libertarian Party, in your discretion.

### General

I have reviewed documents and correspondence, responded to questions, and provided legal advice and assistance on a variety of matters, including the following: conducting ballot access litigation in Illinois and Alabama; reviewing documents in connection with the LNC's proposed purchase of new office space; legal research regarding a state affiliate's loss of corporate status; legal research regarding the LP's trademarks; legal research regarding whether a state LP affiliate and a PAC may employ the same person simultaneously; drafting a nondisclosure agreement between the LNC and banks with which the LNC forms affinity credit card relationships; reviewing documents relating to invoices submitted by Michael Cloud; reviewing the Third Interim Report of the 2012/2014 Libertarian Party Audit Committee and related documents.

### Litigation

*Libertarian Party of Michigan, et al. v. Secretary of State* - This action was commenced on June 25, 2012 in federal district court in Detroit seeking declaratory and injunctive relief from the secretary of state's refusal to place Gary Johnson on the November general election ballot, on the ground that he was listed on Michigan's Republican presidential primary ballot and was therefore barred from the November ballot by the state's "sore loser" law. I represent the plaintiffs along with co-counsel Mark Brown. This litigation was pursued on an emergency basis at the U.S. District Court, U.S. Court of Appeals and U.S. Supreme Court levels, but Gary Johnson was not granted access to the Michigan ballot. Because the issues involved are so important, we continued the litigation after the election was over. In May the Sixth Circuit Court of Appeals issued a final decision against us, and in July it denied our petition for rehearing. In September I prepared and filed a petition for certiorari (discretionary review) with the Supreme Court. Unfortunately, the Supreme Court denied the petition. This litigation is now concluded.

*Libertarian Party of Illinois, et al. v. Illinois State Board of Elections, et al.* This action was commenced on April 5, 2012 in federal district court in Chicago seeking declaratory and injunctive relief from Illinois' June 25<sup>th</sup> filing deadline for petitions to form a new party; an ambiguity in the law relating to the calculation of signature requirements; and a requirement that a candidate for statewide or countywide office be part of a full slate of candidates for state or county offices. Subsequently I discontinued our challenge regarding the signature requirements because, while the applicable statutes are disorganized and confusing, the signature requirements themselves are not ambiguous. The state made a motion to dismiss the case, and I prepared and filed a brief opposing the motion. In September 2012 the court issued a decision refusing to dismiss the case but indicating that the filing deadline is not unconstitutional. Pre-trial discovery has been completed. I made a motion for summary judgment on the remaining issue (the "full-slate" requirement) and prepared an initial brief, a reply brief and a sur-reply brief. The case has been fully briefed and ready for a decision since mid-July 2013. However, a decision has been delayed because the case was transferred to a new judge. Subsequently it was again transferred to yet another new judge. We are still awaiting a decision.

*Stein, et al. v. Bennett.* I recently took this case over from other counsel at the request of some of the plaintiffs, who are the Libertarian, Constitution and Green parties of Alabama, their candidates for president in 2012, and several of their officers and supporters. The action was commenced in January 2012 in federal district court in Alabama seeking declaratory and injunctive relief from Alabama's March petition deadline for a minor party to place its presidential candidate on the November general election ballot along with the party's name. The March deadline is now the earliest such deadline in the country. In September 2013 the plaintiffs lost in federal district court, and I stepped in to handle the appeal. I have prepared and filed a brief with the U.S. Court of Appeals for the Eleventh Circuit and will prepare a reply to the secretary of state's responsive brief when I receive it.

### **Conclusion**

If you have any questions about this report or wish to discuss it further, please contact me at 516-971-7783 or at [gsinawski@aol.com](mailto:gsinawski@aol.com).

# Libertarian National Committee

## Region 1 Report

Submitted by Norm Olsen

March 1, 2014

### Overview

- The ten affiliates which comprise Region 1 are: Alaska, Arizona, Colorado, Hawaii, Idaho, Kansas, Montana, Utah, Washington, and Wyoming.
- Nine of the ten states in the region are currently ballot qualified for 2014. The exception, Washington, requires only 1,000 valid signatures. Washington has obtained ballot access without assistance for several election cycles now.
- Due to the geographic nature of this region, which spans five time zones and extends from 19 to 71 degrees north latitude (some 3,000 x 3,000 miles), personal contact between the Regional and Alternate Representatives and the individual affiliates is quite rare.

### Alaska

Michael Chambers, State Chair

Former Chair Mark Fish has stepped aside for personal reasons and former Vice Chair, Michael Chambers, is now acting Chair until the Party's convention on April 27.

Chair Chambers is following through on the electoral strategy promoted by Mark Fish. Electable candidates in two Alaska House districts have changed their registration to Libertarian and are considering running as Libertarians for State Representative from districts 19 and 21. (Alaska is undergoing a delayed redistricting for the 2014 election cycle. What used to be district 17 will become district 19 in the 2014 general election, and what was formerly district 19 will become district 21.)

These candidates received 41% and 44% of the vote in the 2012 election in their districts. Both of these districts are traditionally democratic and both candidates ran as Republicans. However, Alaska is a very Libertarian state; and 53% of all voters are registered as "Unaffiliated" or "NonPartisan". Thus, a three way race with electable candidates is capable of producing a Libertarian victory.

To retain ballot access in Alaska for the 2016 general election, the Libertarian gubernatorial candidate needs to capture 3% of the vote. In Alaska, ballot access retention requires 3% of the top line on the ballot. Since 2014 ballot includes the governor's race, that's the race which counts for ballot access retention.

News Items:

- Jim McDermott, the 2012 candidate for Congress, is polling well. This could be very strong year for the Alaskan Libertarian Party.
- Radio Free Alaska went on-line in December: [www.alaskalibertarian.com/radio.htm](http://www.alaskalibertarian.com/radio.htm)
- A weekly newsletter is now regularly published.

Number of Libertarians	7,457
Method of Membership Determination	Registered voters
Voters can register as Libertarian	Yes
Ballot Access Status	3% of register voters
Number of Candidates in 2012	2
Estimated Budget	\$3,600 / year
Web site current?	No

## Arizona

Warren Severin, State Chair

As the pseudo Top Two legislation in Arizona has been successfully recalled, and the recall effort is considered likely to succeed, the Republicans are now trying to repeal the pseudo Top Two legislation. Should the recall succeed, Arizona law would prohibit the introduction of similar legislation in the future. Thus, the Republicans are trying to repeal the legislation so that they can introduce and pass similar, but perhaps not so drastic, versions thereof. If they lose the recall, which many Republicans consider likely, they will be forever prohibited from pursuing this line of legislation. Arizona Libertarians are hoping that the Republicans are unsuccessful in repealing the law so that a successful recall will preclude similar battles in the future.

Ballot access relies on registration numbers which are over the requirement, but just barely so. Candidates are being recruited for 2014.

Number of Libertarians	25,845
Method of Membership Determination	Registered voters
Voters can register as Libertarian	Yes
Ballot Access Status	Registration $\geq$ .65% of active registered voters
Number of Candidates in 2012	14
Estimated Budget	\$12,000 / year
Web site current	No

## Colorado

Jeffery Orrok, State Chair

For Jeffery Orrok, Norm Olsen reports:

LPCO continues to develop its master membership list using the web based list management system produced and maintained by Big L Solutions. Since the inception of the program, some 6,000 initial contact calls were made to obtain current information from voters registered as Libertarians. LPCO can now maintain communication with these voters on a regular basis through electronic means. 18,000 more registered Libertarians are yet to be contacted.

LPCO's 2014 convention will be held at the Denver West Marriot in Golden Colorado on the weekend of March 28, 2014. Candidates for the 2014 general election will be selected at that event. In the event that two or more candidates for a particular office receive 30% or more of the delegate vote, Colorado law requires that the eventual general election candidate be selected by primary. In any case, petitioning is not required for any partisan election in the state. Candidate recruitment is already underway. The LPCO goal is to have not less than 5 Libertarians on every ballot in the state.

Number of Libertarians	24,000
Method of Membership Determination	Registered Voters
Voters can register as Libertarian	Yes
Ballot Access Status	1,000 Registered voters
Number of Candidates in 2012	65+
Estimated Budget	\$375 / month
Web Site current?	Yes

## Hawaii

Tracy Ryan, State Chair

Sufficient signatures have been submitted to the Secretary of State to obtain ballot access for the 2014 election. 700+ signatures will need to be obtained again to obtain ballot access for 2016. Several candidates have announced campaigns for public office including Jeff Davis, candidate for governor.

Hawaii has a brand new, very impressive, web site which is obviously the result of a lot of hard work. Kudos to our Hawaiian Libertarians.

Number of Libertarians	67
Method of Membership Determination	National membership
Voters can register as Libertarian	No, party affiliation not maintained by the state
Ballot Access Status	10% of statewide race, or petition of 0.1% of registered voters (~720)
Number of Candidates in 2012	2
Estimated Budget	

Web site current?	Yes
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## Idaho

Rob Oates, State Chair

Idahoan's can now register as affiliate with a political party, and some 3,412 have registered as Libertarians. Rob Oates figures there would be a lot more, but the primaries in Idaho are now closed primaries. Thus, many libertarian minded folk remain registered as Republicans so they can vote in the Republican party. This trend is reinforced by the fact that the winner of the Republican primary is quite often the de-facto elected official in this heavily republican state. Idaho could be a very good state to build affiliate strength as 59% of all voters are registered as unaffiliated.

Rob has expressed concern about negativity contained in the communications on the state chair's list. Rob expressed that he is well pleased with the service received from the national headquarters and the staff.

News items:

- The web site is back up, but the content remains to be brought up to date.
- The essential remains need cloud based membership list capability to enable communications with all registered Libertarians.
- The bi-annual convention of the Libertarian Party of Idaho will take place on June 21, in Caldwell Idaho (read Rob Oates backyard).

Number of Libertarians	3,412
Method of Membership Determination	Voter Registration
Voters can register as Libertarian	Yes (new in 2013, explaining the above answers)
Ballot Access Status	Maintained by running 3 statewide candidates very two years.
Number of Candidates in 2012	6
Estimated Budget	\$3,000 per annum
Web site current?	No

## Kansas

Al Terwelp, State Chair

Libertarian registration is up by 10% yet again in Kansas, now totaling 11,628; while unaffiliated has grown to 30% of all registered voters.

The 2014 annual convention at which general election candidates will be selected is scheduled for April 26, 2014 at the Holiday Inn East (549 South Rock Road) in Wichita Kansas. Gary Johnson is scheduled to be the Saturday night banquet speaker. A Friday night mixer is also planned.

It is at this convention that “will set in motion the final stage of our statewide plan to win Major Party status in the governor’s race on November 4<sup>th</sup>.” Tresa McAlhaney is actively campaigning for the gubernatorial nomination. Major party status can be achieved by garnering 5% of the vote in the governor race. In 2010, Libertarian Andrew Gray received 2.6% of the vote, so the 5% goal is not out of the question.

The LPKS has developed a strong capability of generating positive media coverage by latching on to specific issues and becoming their major advocate. Second amendment issues have been used very successfully, now gay marriage issues are being tackled.

Number of Libertarians	11,628
Method of Membership Determination	Registered voters
Voters can register as Libertarian	Yes
Ballot Access Status	1% statewide race
Number of Candidates in 2012	21
Estimated Budget	\$5,000 annually
Web site current?	Yes

## Montana

Mike Fellows, State Chair

A court challenge has been made against LR 127, the Top Two primary legislation in Montana. A court challenge of a similar measure (LR 126) for similar reasons was rejected, so there is reason to be pessimistic concerning the court challenge to LR 127. The challenge is based on the fact that the actual ballot title is too long (law requires not more than 100 words, the title has 196 words) and that it addresses more than one subject.

Assuming the court challenge fails to remove the measure from the 2014 ballot, the measure will need to be vigorously fought in the public opinion arena. Losing this battle will put yet another very Libertarian state into Top Two limbo state. Until a court decision is reached, it is difficult to generate action. Hopefully, the court will rule soon so we will know what, if anything, needs to be done in Montana.

**What could the LNC spend money on to help us defeat LR 127?** Maybe a \$1,000 dollars seed money just in case. I need to send out a fund raising letters out to our mailing list and to other politicians who may be inclined, hopefully, to contribute. Would they contribute to the MTLP or would I be better off starting a different group?

UM College Libertarians are collecting names for the 2013-2014 school year to become a campus group. The process seems to be slow, so I hope they got all the paperwork submitted. We did the same thing down at Montana State University, but we’re having troubles finding an advisor.



[*NTO: Mike has chosen to start a political committee to fight LR 127. This will enable him to seek non-Libertarian support (i.e. like Democrats) to help ensure the defeat of this measure. There is another ballot issue (HB-405) which the Democrats are actively opposed to and vigorously fighting. Thus, there is ample opportunity for cooperation and mutual effort. Coordinating this will be a challenge for the MTLP. It is very important that the LNC provide support to ensure defeat of LR 127.*

*My e-mail tag for several years has been "First they ignore you, then they ridicule you, then they fight you, then you win". In Montana, we have reached the point where the Republicans are fighting us. This is indeed a battle which we need to fight, and a battle we cannot afford to lose.*

*Please keep in mind that Montana is a very Libertarian state. Gary Johnson received 2.9% of the vote in Montana (three times the national average). That's second only to Gary Johnson's home state of New Mexico. In a recent statewide election, Libertarian Mike Fellows received Libertarian record of 43% of the vote. To cede Montana to the Republicans would be a disastrous mistake for us Libertarians.]*

Number of Libertarians	56
Method of Membership Determination	National Membership
Voters can register as Libertarian	No
Ballot Access Status	Qualified for 2014
Number of Candidates in 2012	9
Estimated Budget	
Web site current?	No

## Utah

Courtney White, State Chair

Officers elected at convention to serve until 2015:

Courtney White, Chair, 801-389-4645, [chair@lputah.org](mailto:chair@lputah.org)

Mark Hilgenberg, Vice-Chair, 801-871-9415, [vicechair@lputah.org](mailto:vicechair@lputah.org)

Katie White, Secretary, 801-389-4925, [secretary@lputah.org](mailto:secretary@lputah.org)

Shawn Curtis, Treasurer, 435-764-1382, [treasurer@lputah.org](mailto:treasurer@lputah.org)

Andrew McCullough, Legal Counsel, 888-9LP-UTAH, [legalcounsel@lputah.org](mailto:legalcounsel@lputah.org)

Number of Libertarians	2,500
Method of Membership Determination	Tax check off
Voters can register as Libertarian	Yes
Ballot Access Status	2% of statewide congressional vote
Number of Candidates in 2012	
Estimated Budget	
Web site current?	Sort of

# Washington

Larry Nicholas, State Chair

C. Michael Pickens, Executive Director

Annual Day at the Capitol event has been scheduled for Feb 27. As many as 8 state house candidates have expressed interest in running as Libertarians in the Washington state top two primary system. Washington has set a goal of 8 active county affiliates by the 2016 election.

Despite Top Two, Washington remains active with an impressive list of local county affiliates: 13 active and another 7 in the forming stage.

Washington has a unique fund raising program in operation. 1,776 silver coins were minted by the Northwest Territorial Mint and are available for purchase at [www.LibertarianLion.com](http://www.LibertarianLion.com)

Annual convention will be held on May 31, 2014 at the Double Tree SouthCentre, Seattle. Gary Johnson will be speaking, along with Geoff Neale and David Bergland.

## **How the “Top-Two” Primary System in Washington Will Actually Help Libertarians Get Elected, by Michael Pickens**

The dreaded Washington State “Top-Two” initiative, which was voted into law in 2004 and implemented in 2006, is cited by many as the main reason for the Libertarian Party of Washington’s subsequent decline. I love it; why do so many good Libertarian activists hate it?

For those of you who are not familiar with the “Top-Two” primary system, this election law basically states that only the top two vote recipients from the primary election will move on to the general election (You can learn more about the “Top-Two” primary system at <http://www.sos.wa.gov/elections/faqcandidates.aspx>).

Let’s say there are three candidates in the primary election: Libertarian, Republican, and Democrat. Only the two candidates who receive the most votes will move on to the general election.

Critics of this system say that it’s unfair to 3<sup>rd</sup>-party candidates. I, for one, had initially bought into the rhetoric fed to me by Libertarian Party leadership: “‘Top-Two’ is very bad! We must fight ‘Top-Two!’” These critics state that the law limits the choices that voters will have come Election Day, because there would only be two candidates to choose from in the general election.

While this is true, it doesn't change the fact that voters could vote for whichever candidate they wanted to in the primary and send their candidate of choice to the general election. Instead of battling through the general election, candidates would fight it out in the primary.

### **The Advantage of "Top-Two"**

Have you ever heard these phrases?

"Libertarians are just spoilers."

"Voting third party is a wasted vote."

"Voting for a Libertarian will allow candidate X to win."

Fortunately for us, Libertarians in Washington can never be spoilers because there are only two candidates who move on to the general election ballot. We would also be able to focus our energy on an election with considerably lower voter turnout.

For example:

August 7<sup>th</sup>, 2012 Primary Election statewide voter turn-out: 1,435,928

November 6<sup>th</sup>, 2012 General Election statewide voter turn-out: 3,167,128

Almost 2 million fewer voters, 1,731,200 to be exact, came out to vote in the primary. This is a huge advantage for us and we are planning on using it. By focusing on the primary, we could secure a place in a general election with only one competitor.

Let's break down those numbers in an actual district where we have a candidate running. Libertarian Chris Rockhold is running for State Representative Position 2 in the 17<sup>th</sup> Legislative District (I am going to use numbers from 2010 because it is the last non-presidential election year).

In the 2010 17<sup>th</sup> District Primary, 27,171 ballots were cast. In the 2010 17<sup>th</sup> District General Election, 49,202 ballots were cast out of 74,853 registered voters. That's 22,031 fewer votes cast in the primary than cast in the general election!

So instead of having to compete amongst the 49,000 ballots cast in the general election, we'd only have to compete amongst the 27,171 ballots cast in the primary. Even then, we'd only have to come in 2<sup>nd</sup> place to have a chance at pulling out a win!

### Impact of Moving Through the Primary

2<sup>nd</sup> place in the primary is a win for the LPWA. Defeating either a Republican or Democrat in the primary will signal a massive shift in the electorate. No one can argue against the fact that the fastest-growing demographics of American voters are the "Independents" and "Decline-to-state" voters. It is up to us to prove to them that the Libertarian Party is ready to be part of the mainstream political spectrum.

This August primary will be a major test for us in the LPWA. A primary win will set the tone for future success. Please help us provide our candidates with the resources necessary to make it through a primary and give the finger to the corrupt establishment that introduced the "Top-Two" law with the intent of discouraging 3<sup>rd</sup> parties. Together we can send a message that we are done with politics as usual. Please contribute generously here at [www.LPWA.org/donate](http://www.LPWA.org/donate).

"Rise and rise again until lambs become lions."

Number of Libertarians	381
Method of Membership Determination	National membership
Voters can register as Libertarian	No
Ballot Access Status	1,000 signatures
Number of Candidates in 2012	None, top two primary state
Estimated Budget	24 monthly pledges
Web site current?	Yes

## Wyoming

Richard Brubaker, State Chair

Candidate recruitment for the 2014 general election is expected to begin in April. Nominations must be submitted by one week after the August 19, 2014 primary. Ballot access retention requires garnering 25 of the vote in anyone of three statewide races: governor, Congressional Representative, or Secretary of State. Rich ran for Congress in 2012 and garnered the necessary 2%; he is considering running again in 2014.

Number of Libertarians	1,908
Method of Membership Determination	Registered voters

Voters can register as Libertarian	Yes
Ballot Access Status	2% of statewide race
Number of Candidates in 2012	6
Estimated Budget	\$100 / month
Web site current?	No

## LNC Region 2 report March 2014

FLORIDA:



The LPF is hard at work campaigning for Lucas Overby who is running for Congress as a Libertarian in US House District 13. This special election will take place on March 11. Ray Netherwood will be a candidate in a Special Election: US House 19 June 24, 2014

Adrian Wyllie who is seeking the LPF's nomination for Governor is also hard at work campaigning.

There is another statewide candidate seeking to run as a Libertarian in Florida. He is Bill Wohlsifer, a Tallahassee lawyer who is attempting to obtain the nomination for Attorney General.

The LPF will have their State Convention in Tampa the weekend of May 16-18.



GEORGIA:

The LPGA will have their State Convention the weekend of March 7 and 8. No other news to report at this time.



TENNESSEE:

The LPTN will hold their State Convention in Murfreesboro the weekend of March 14 and 15.

They have several ballot access bills that they have presented to the Legislature. Alternative political party activists gathered in Nashville, as the Tennessee Senate took up the important issue of ballot access. Currently the Tennessee Legislature is considering three bills that deal with the topic of alternative party ballot access. Daniel Lewis from the Libertarian Party of Tennessee and Jerry Pangle of the Constitution Party of Tennessee were allowed to testify before the committee and answer questions for committee members.

Vicki Kirkland  
Region 2 Rep  
407 841-LP12 (5712)

**Robert Kraus**

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**From:** SAM8074@aol.com  
**Sent:** Tuesday, February 25, 2014 4:33 PM  
**To:** robert.kraus@lp.org  
**Subject:** Fwd: Washington LNC meeting

Robert,

Sadly, only one of my four states responded to multiple requests for updates.

See you this weekend.

Live Free,

Sam Goldstein  
LNC Region 3 Representative  
8074 Claridge Road  
Indianapolis IN 46260  
317-850-0726 Mobile  
sam.goldstein@lp.org Email

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From: ken.moellman@lpky.org  
To: SAM8074@aol.com  
Sent: 2/13/2014 12:05:34 P.M. US Eastern Standard Time  
Subj: Re: Washington LNC meeting

**LPKY REPORT - LNC MARCH MEETING - WASHINGTON DC****Structure**

We continue to grow and build our ground team; still our #1 priority in LPKY. More county parties are being developed. Growing slower than hoped, but we're focused on ensuring any growth is stable. Stability is critical. We still only know about 3411 registered Libertarians, as redistricting is still going in KY and we apparently won't have updated numbers until the end of April.

**Candidates**

At our state convention, we expect to nominate a candidate for US Senate. This race will probably come down to Mitch McConnell versus Alison Lundergan Grimes versus our candidate.

I'm personally encouraging people to run for local, winnable, partisan office. I want a partisan win in KY. I still have a reward of a steak dinner for the first partisan Libertarian to get over 10% in a partisan three-way race. The initial filing deadline for non-federal candidates is April 1st (no such requirement for federal candidates). Petitions due for any office in August.

**Conventions**

Our LPKY convention is happening March 1st in Danville, KY. We will be passing a state party platform, so I expect this to be the most

We're also having District and County conventions this year, taking place at various times throughout March. This is a relatively new thing for LPKY, as we continue to grow toward an Iowa-caucus-style of

running our internal primaries once we reach critical mass on county parties.

## Membership

We continue to have new members complaining about the "national versus state" dues, with the latest happening this week (writing this Feb 13th, issue happened on Feb 11th). I still would like to ask national to please consider a "single check out" option, where one can pay both sets of dues at once. This would increase the membership of both organizations. It's not that these people are unwilling to give to one or both organizations, but they feel like it's a bait-and-switch and it's out of my control; LPKY cannot give to LP National.

## Legal

We are preparing some "tough questions" for the agencies responsible for monitoring elections in KY, which will likely end in legal challenges. We've already talked with these agencies and their hands are tied by stupidly-written state laws. We plan to attack these later this year, as the election season rolls along (establishing standing for inevitable legal action). We're also looking at taking legal action against county clerks that repeatedly and negligently are incorrectly registering our members as "Other" instead of "Libertarian".

## LSLA

In my LSLA role, I'd like to let the LNC know that we're working to make LSLA an even better organization, and with the recent up-tick in state chairs interested in helping we're excited for the future of the LSLA. LSLA will be holding their annual convention on Thursday, June 26th at the same location as the LP National Convention, and the business meeting will happen the following Friday night.

...

Ken Moellman  
 State Executive Committee Chair  
 Libertarian Party of Kentucky  
 ken.moellman@lpky.org  
<http://www.lpky.org/>  
 (859) OK-BE-LPK  
 (859) 652-3575

On 2014-02-13 08:12, SAM8074@aol.com wrote:

Region 3 Chairs,

Another LNC meeting is coming up the first weekend in March so please take a few minutes to send me a report of what is happening in your state. We have a very important election year coming up so I'd like to hear of your state convention plans (which I'll try to attend if possible), your ballot access status, candidate recruitment and development, etc.

I'd also like to get an idea of what you expect from the LNC and the national office. This year's LNC budget has less than \$10,000 dedicated to affiliate support which is anemic in a \$1 million plus budget. The LNC focus this term has been on buying a building as a monument to themselves with almost no effort to getting Libertarians elected to office.

Planning is moving along slowly for the LP National Convention this June at Columbus. The web site should be up by next week with the package polices and basic schedule. Speakers, workshops, etc. have not yet been decided but are in the works with a few which should be of interest to your members.



I'll need your reports in the next week or two so I can submit them for inclusion in the meeting binders.

Thanks and,

Live Free,

Sam Goldstein  
LNC Region 3 Representative  
8074 Claridge Road  
Indianapolis IN 46260  
317-850-0726 Mobile  
sam.goldstein@lp.org Email

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February 2014



**TO the LNC:**

From the Libertarian Party of Ohio and Chairman Kevin Knedler

**Ohio LP wins another ballot access court battle with Ohio.**

On January 7, the US District Court ruled that the LP and other minor parties could remain on the ballot for the 2014 election cycle in Ohio, including a party primary. This was a result of the case LPO vs SOS Husted after Senate Bill 193 was passed. The new law, which was 100% driven by the Republican Party, passed in November and would have stripped away primaries and ballot access for minor parties in 2014, unless they went back out and petitioned for new access. The issue was the lateness in the decision of the Ohio Assembly and that the law would go into effect on February 5, the same day the candidates were to file their petitions. But it didn't stop there, as the State of Ohio appealed the decision to the Sixth Circuit Court. On January 15 the Sixth Circuit Court ruled they would not expedite the case, which makes it very likely that minor parties will be able to have primaries and be on the November ballot in Ohio.

Further attacks on our candidates continued since February 24. Even though petitions are certified, in Ohio a party member can challenge a candidate petition. Sounds odd, but our members are determined by voting in a party primary and a "Trojan horse" could be in wait. Our candidate for Governor and Attorney General were both challenged by supposed party members. We believe some of the challengers are not registered with the LP in Ohio. But some are registered. We have a hearing on Monday, March 3 to review the case and give testimony. We had one Ohio House candidate challenged also. This happens to be our best funded candidate. I have never seen such behavior from a major political party.

**Ohio LP State Convention is March 7 to March 9.**

The State Convention will be held at the DoubleTree Hotel on the North side of Columbus, Ohio. The convention will feature speakers, workshops, annual business reports, annual awards, and the Saturday night banquet featuring speaker and journalist Ben Swann. Full details and registration is on the home page of [www.lpo.org](http://www.lpo.org)

For more information on the Ohio party, go to [www.lpo.org](http://www.lpo.org) or send an email to [info@lpo.org](mailto:info@lpo.org)

**Respectfully request that the LNC Chair consider giving a "state of the Party" type short review** during a business session on Friday or Saturday. Give the body a powerpoint review of our successes, wins, and yes some challenges. It's good to give the report and allow members to feel engaged. We do same thing each year at the business meeting for Ohio LP.

# Region 4 / California Report

by LNC Regional Representative Daniel Wiener (2/24/2014)

The Libertarian Party of California's annual convention will take place on March 28<sup>th</sup> through March 30<sup>th</sup> at the Holiday Inn in Visalia. Business will include the election of new Executive Committee members and consideration of proposed changes to the Bylaws and Platform. For more information see: [ca.lp.org/blog/archives/4689](http://ca.lp.org/blog/archives/4689). In addition, the California Libertarian Women's Caucus will hold their first annual meeting at the convention.

The LPC has endorsed and is providing financial support for Calimesa City Council member (and Vice Mayor) Jeff Hewitt in his campaign for the State Senate District 23 seat, which covers parts of Riverside, San Bernardino, and Los Angeles Counties. This is for a special primary election on March 25<sup>th</sup>, with a possible runoff on June 3<sup>rd</sup>. Jeff has already raised \$14k on his own in three weeks. More information is available at Jeff's campaign web site: [hewittd23.com](http://hewittd23.com).

Two libertarians are trying to qualify for the June primary ballot for statewide races: Jose Castaneda is running for Secretary of State, while Jonathan Jaech is running for Attorney General (his web site is [jaech.info](http://jaech.info)). Unfortunately the Top Two system has made it much more expensive even to get on the primary ballot, since the filing fee is \$3,000. Any contributions would be welcome.

California College Libertarians will be visiting local high schools during Government Day, beginning March 18<sup>th</sup>.

The latest report from the California Secretary of State shows that registration in the Libertarian Party has increased to 112,527, up from 109,636. This pushes us above the Green Party, which saw its registered voters decline to 108,785. It also means that we exceed the threshold of 103,004 registered voters (i.e., 1% of the total votes cast during the last gubernatorial election) needed to maintain our ballot-qualified status. Although that threshold will change following this November's gubernatorial election, and our voter registration numbers will also change, the Libertarian Party should be able to remain ballot-qualified for the 2016 election. (Prior to the Top Two system we were easily able to maintain our ballot-qualified status by having at least one of our statewide candidates receive more than 2% of the votes cast for that office. Now it's unlikely that any Libertarian candidate for statewide office will make the cut to appear on the November general election ballot.)

# Region 5 North Report

This is the most geographically compact region, but each state has very different politics. We are still without an Alternate Rep.

Some affiliates are showing less activity, others have renewed activism and more social functions, some engaged in charitable work. Maine and Rhode Island bounced up from a recent lull and slid back.

For 2014, each affiliate (sans New Jersey) will be busy with petitioning (sans Vermont) and elections, some also have local (mostly non-partisan) races, but there are opportunities to share resources like petitioners and general LP advertizing that crosses borders.

There are always opportunities, the challenge is having the resources (time, money, people) to apply to capitalize on them. We are all small affiliates and are frugal with our resources. We may do another joint event, perhaps a candidate training. There have already been discussions about regional formation for the next LNC term. Would like more members to subscribe to the LP\_5N yahoogroup.

The LPCT and LPMA had state conventions in October.

The *New Hampshire Liberty Forum* hosted by the FSP, was February 20-23. We had a small presence there. It's reaching the size of the LP national convention.

Upcoming state conventions in the Region:

New Hampshire on March 8<sup>th</sup> in Manchester.

New Jersey on March 29<sup>th</sup> in Hightstown.

Vermont on April 26<sup>th</sup> in South Burlington.

Other events of interest:

Liberty Love Fest in Rhode Island on April 5. [libertylofefest.org](http://libertylofefest.org)

Porcupine Freedom Festival (aka PorcFest) in Lancaster, NH June 22-29.

Several political trainings from C4L and Atlas.

Half the affiliates have set some ambitious goals for this year. Perhaps we can set up an informal competition for which state will be the first one done with petitioning.





## **Outreach**

Our Facebook group has become a busy hub of activity, with member conversations and updates from party officers occurring almost daily. It has become our main online presence.

There is a strong effort underway to form a college Libertarians group at UConn.

The LPCT has an active email listserv that you can join at [lpct.org](http://lpct.org). We have an Activists list and an Opinions list. The activists list is used far more often.

The new anti-gun-owner laws in Connecticut are generating a lot of attention. Still haven't finalized how we will fight them, but there are lots of opportunities.

## **Campaigns & Elections**

We'll be kicking off election season early with a goal of having enough signatures for all of our candidates to be on the ballot by May. This will enable them to spend the summer and fall earning votes.

We are recruiting for Comptroller. We don't have ballot access for Governor but will definitely run a candidate. Doing well in this race (1%) gives us party status for the next election, and should permanently solve our ballot access issues.

Dan Reale will be the LP candidate in the second congressional district as he won enough votes in the last election so we don't have to petition.

Aaron Freeman is looking for help to collect signatures for an open State Senate seat in New Haven.

Marc Guttman will probably run again, but wait and see.

Bill Russell will head up forming the Norwich Libertarian Town Committee in February at which we will chose 16 candidates to run for Council, BOE, and Treasurer for Norwich in 2015. This way we can hit the ground running in January 2015.

## **Ballot Access Law**

LPCT is working with LP National and the ACLU to overturn some of the more onerous provisions in state ballot access laws. These include restrictions on who can and cannot petition and the recent restrictions regarding running on multiple lines.



## **Good News!**

On November 5, voters in Portland voted to legalize marijuana! A local ballot initiative that would make the possession of up to 2.5 ounces of marijuana legal for adults 21 and older passed with 67% of the vote. Supporters say they will build on Portland's vote with a statewide legalization effort in the next two years.

## **Current Activity**

We've had a few county organizing meetings. Somerset county is the best organized.

The LPME Facebook page has more than 680 likes, up from 500 in June.

Our twitter feed, @LP\_Maine, got really active in November, with frequent tweets with news, updates and links to commentary.

## **The Future**

We have lost some key executive committee members. Our convention is tenuous at best right now. I am hoping to have better news or at least some activities to report around the April timeframe. Delegates to the national Libertarian convention will be selected at our state convention. To attend as a delegate, you must be a current member of the LP.



## General Activity and Outreach

We hold monthly meetups in the Boston area and we have five regional meetups established. Our Facebook (1900 Likes, up from 1100 in November) and Twitter presence grows with regular postings. The newsletter includes items of general interest and practical aspects of Libertarianism.

Libertarians are gathering signatures on an Initiative (officially known as "Petition C") to repeal the automatic inflation adjusted increases of the state gasoline tax that was enacted this summer. All details and reasons for it are at [www.TankTheGasTax.org](http://www.TankTheGasTax.org).

If anyone would like to partner or cross-advertise events, email us [partners@lpmass.org](mailto:partners@lpmass.org)

## 2014 Election Goals

We set a goal to run more LP candidates for state rep than the GOP currently has seats. Recruitment and promotion of this effort is already underway, as is our fund-raising. We already have 8 candidates for 2014. The electoral effort will be focused on the legislature rather than the executive branch.

We are building up the list of unopposed state legislative races, the best opportunities for Libertarian breakouts. So far the list is rather long. We are also closely tracking what seats will have incumbents retiring, creating open races, that list is also growing.

Andrew Pontbriand, from Southbridge, got press coverage for his announcement running as a Libertarian candidate for the Worcester and Norfolk senate seat.

Robert Underwood also got a press mention for his candidacy for the 9<sup>th</sup> Hampden house seat.



## Social Networks and Website

Our social networks continue to grow, our Facebook Group has 500 members, our Page has 300 Likes, and we have 900 Twitter followers (@LPNH). Twitter is our most active network, with new followers and re-tweets every day, and our Facebook group is more active every week. Our website backlog has grown, we need a new webmaster to take on several pending digital projects.

## General Activity

Still working on making contacts with college YAL, S4L, etc groups. Want to work with them on upcoming projects and creating internships.

Pro-liberty activity abounds across the state, Libertarians have been involved in much of it, from rejecting Common Core, lots of First Amendment activism, asset forfeiture reform, fighting state-funded Medicaid expansion, and more. The NH House became the first to vote to legalize marijuana for all adults.

Looking at the election law bills to find something to support. We were promised two ballot access reform bills. There will be a slew of other bills to support and oppose.

Not enough volunteers came forward to have an exhibitor table at the *NH Liberty Forum*, but we did have a presence. I helped run a session on legislative activism. Bonnie Scott led a great session on restarting the LP Women's Caucus, we came up with some initiatives to attract and more importantly keep more women in the LP, plus some workshop ideas for the national convention. I talked with a few potential candidates. I also spoke with the LPMA coordinator about joint events we could do this year, perhaps a *Liberty on the Rocks*.

## Rested Up For 2014

We have a lot in the pipeline for 2014. My hope is the time off in 2013 gave people a rest and they are ready to charge ahead refreshed. With some hard work and a little luck, NH can make a national impact on Libertarian politics this year and for 2016. The GOP and Dems are worried, we're being lobbied not to run any candidates, especially up-ticket. I recruited some candidates and am working on fundraising, including Bitcoin and other alternative currencies.

Our convention will be March 8<sup>th</sup> at Area 23 in Manchester (a libertarian-owned meeting space). We'll nominate candidates for 2014, encourage members to be delegates to the national convention, and likely run a *Who's Driving* game.

Our goal is to complete petitioning in March so we can spend our time and money on campaigns, particularly for Governor and US Senate, our ballot access races (4%). The second draft of the plan is in review.

Town elections are March 11<sup>th</sup>. There are usually a few Libertarians running, but they rarely tell us, so I hope to have good news to report next time.





## Membership

The number of registered Libertarians continues to climb, we're now at a 7-year high! We've seen a 22% growth in the last year! We are 81% larger than the Green Party.

## Activity, News and Events

We are resurrecting a show we used to run on Cable Access. *Third Point of View – Next Generation*. The shows will be much shorter and geared for YouTube viewing.

We had a private concert featuring Jordan Page on November 15<sup>th</sup>.

We are planning a Constitution Class in April featuring Michael Badnarik.

The NJLP has moved to a more reliable server.

We are regularly commenting on the active political scene in the Garden State, focusing on hypocrisy in the Christie administration, such as pension reform.

Prison mistreatment of inmates has become a bigger issue thanks to information being shared by recently released inmates.

A lot of effort on opening up local government, from better minutes of executive sessions to opening up more closed meetings and records.

## Convention

The Convention will be Saturday, March 29<sup>th</sup> from 9am to 6pm at Tavern on the Lake in Hightstown. The Party's Business Meeting will be in the morning and will be open to all. Speakers include Dr Walter Block, Dr Murray Sabrin, Dr Mary Ruwart, Dimitri Vassilaros, and Daniel Zolkinov.

Full details at <http://njlp.org/index.php/njlp-convention>

## Private Charity vs Government, Update

Steve Uccio and the NJLP ran a fund-raiser to give *Heat for the Homeless!* In Lakewood, a community of 100 people live in a wooded area called "Tent City". They have nowhere else to go, aren't asking for government assistance, they are supported by private charity to better themselves. The city harassed them, passed an ordinance banning outdoor fires. One freezing November morning, police came and gave warnings never to use wood stoves, their main source of heat.

The fundraiser was a huge success! With as little as \$5 from one person and as much as \$150 from another, we received donations from Jersey to Germany. We beat our goal by 30% and the people of Tent City have propane heaters and enough fuel money for at least a month!



## **Making the News**

State Chair Mike Rollins was quoted in the Providence Journal-Bulletin on Nov 24<sup>th</sup> for a question he asked at a meeting of the joint commission to study repeal of the state sales tax.

Rollins asked “How many members of the committee have ever in their entire lives saved their receipts from out-of-state purchases, and at the end of the year, tallied up how much they supposedly owe in the so-called use tax and actually paid the stupid use tax?” The chair ruled Rollins’ question out of order, saying the responses “would be incriminating, and I love my committee.”

At least he got a mostly honest answer.

## **Fun and Games and Liberty**

On Saturday, Feb 8<sup>th</sup>, Tony Jones hosted a second "Liberty Drinks", building on our first great event in November. More than 50 people attended and folks drove as far as 100 miles to be here. It was great to meet people and discuss issues relating to turning the country towards a libertarian future. There were a variety of groups represented including LPRI, the Free State Project, Regulate RI (a marijuana legalization group) and Liberty Love Fest. We took lots of pics!

Rhode Island will be having the fourth annual *Liberty Love Fest* on April 5, featuring Jordan Page and Tatiana Moroz. More at [LibertyLoveFest.org](http://LibertyLoveFest.org)



## RIP Karen Kiren

Karen Kiren, Vermont Libertarian Attorney General Candidate, died in January. She ran for AG in 2004, 2008 and 2010.

Karen was a fiscally conservative, pro-liberty supporter of the law as created by the national and state founders.

Karen fought for victim's rights, regulatory reform and gun rights. She felt there was too little justice for the victims of crime. Karen felt that we had too many laws and regulations that intruded on our liberty to use our own personal property as we see fit and costing the state much needed jobs. She also felt we must protect our state's rights and as an example she spoke against the ACA and wished to join other states in suing the federal government to overturn it.

Karen was a very committed and passionate candidate. She ran for office even in poor health, traveling the state, attending state committee meetings, campaigning and fighting for victims and for what she felt was right, despite her personal suffering and poor finances.

You can read more about Karen at her campaign website: [www.KarenKerin.com](http://www.KarenKerin.com).



## Media & Action

The Vermont *Freedom and Unity Festival* was a huge success, with more than 200 in attendance for the weekend.

Members are working on a legislative review system to facilitate activism at statehouse.

The Vermont LP held its town caucuses on September 18<sup>th</sup>. We formed enough to maintain our status as a minor party, so no need to petition in 2014.

Catch *The Woodchuck Report* on Channel 17 at 5:25pm every 2<sup>nd</sup> Friday. Bonnie Scott and Ruel Wheelock talk about the issues of the day with a Libertarian perspective.

Local elections are March 4<sup>th</sup>. The VTLP is working with other groups to stop three gun-control initiatives in Burlington (#6, #7, #8). Even if the initiatives pass, each is vulnerable in court, but the goal is to generate enough attention, including media buys to stop them at the ballot box. Along the way, a Democrat activist changed sides when he saw how well he was treated by libertarians compared to his former team for supporting RKBA.

Our state convention will be Saturday, April 26<sup>th</sup> at Zachary's Pizza, South Burlington. Details are in the works, but currently looking at candidate and activist workshops.

## REGION 5S REPORT

Submitted to: Libertarian National Committee, Feb. 25, 2014

Submitted by: James W. Lark, III  
Region 5S Representative, Libertarian National Committee

This report will provide information concerning activities of the Libertarian Party state affiliates in Region 5S since the LNC meeting on Dec. 14-15, 2013. I shall provide an updated report at the LNC meeting in Alexandria should additional information become available.

I am pleased to report that I have been able to represent the LP in various ways since the previous LNC meeting. For example, I continue to serve as a frequent guest on a two-hour political talk show that airs on weekdays on WINA radio (1070 AM in Charlottesville, Virginia).

### Delaware

Scott Gesty ([gesty4congress@aol.com](mailto:gesty4congress@aol.com)), chair of the Libertarian Party of Delaware, said the LPD will hold its state convention in Dover on March 8. He noted that LPD is looking into improvements of its website. The party is recruiting candidates for the 2014 elections.

### District of Columbia

Ryan Sabot ([ryan.sabot@dclibertarians.org](mailto:ryan.sabot@dclibertarians.org)), chair of the Libertarian Party of the District of Columbia, provided the following report:

We have put together an extremely large slate of candidates in DC; we have candidates running for nearly every single partisan race in the District. Our goal, ultimately, is to meet the threshold so that we can continue to possess ballot access and major party status.

There are many factors that could impact this, but I believe that we are doing our best to ensure a positive result. Our mayoral candidate, Bruce Majors, has worked tirelessly to recruit candidates and we have seen the party grow as a result. The media is paying attention to us, as we are brand new and have the second-largest slate of candidates in DC (more than the Republicans and Greens). We're excitedly looking forward to the primary and general elections.

We plan to have a convention in the first week of May; I am currently studying and working abroad until May 4, so, upon my return, we will have a convention to elect delegates for Ohio.

### Maryland

Bob Johnston ([bob.johnston@live.com](mailto:bob.johnston@live.com)), chair of the Libertarian Party of Maryland, provided the following report:

As of January, the Maryland Libertarian Party has 13,313 registered voters. At this time a year ago, the amount of registered Libertarian voters was 11,660. We are averaging 137 new registered voters per month.

The MDLP will be conducting a special Central Committee meeting on February 15 for the purpose of nominating candidates. The filing deadline is February 25. The MDLP currently has candidates for Governor, Lieutenant Governor, and the US House races in the 4th and 7th districts.

The Maryland LP will be conducting its annual convention at Squires Italian Restaurant in Dundalk, MD on Saturday, April 5. Speakers include Michael Cloud, Wes Benedict, Arvin Vohra, and Sharon Harris.

I am working with the state Board of Elections Director of Campaign Finance on a bill to lower the party retention threshold has been submitted to the General Assembly. This bill would allow a political party with at least 10,000 registered voters to retain ballot access. In addition, the bill would allow Independent Presidential candidates to get on the ballot with 10,000 signatures. Currently, a statewide Independent candidate must collect over 34,000 signatures, while a new political party only needs 10,000.

Bob Johnston  
Chairman, MDLP

## **North Carolina**

J.J. Summerell ([jjsummerell@worksiteinsight.net](mailto:jjsummerell@worksiteinsight.net)), chair of the Libertarian Party of North Carolina, provided the following report:

LNC Report  
February 2014

1. Executive Director Brad Hessel is making great strides in:
  - Organizational development
  - Business plan development
  - County affiliate development
  - Fundraising planning
2. Political Director Bjorn Pedersen is making great strides in:
  - Candidate identification and recruitment.
  - Planning candidate training just prior to convention.
  - Identifying target counties and districts where an L victory is plausible, ie:
    - Less than 10% difference between R and D registrations
    - Large % of UNAs
    - Candidate historically unopposed

3. We had op-eds printed in most of the major municipality (Raleigh, Greensboro, Charlotte) newspapers, below.
4. Next EC meeting is 3/1/14.
5. We are on the cusp of rollout of NationBuilder, our new crm/cms solution. Several other states have tried it and it looks promising. Will continue to report.
6. NickMcAlister, new intern from UNC, is working with Brad Hessel on implementing crm and using it to look for potential donors/volunteers/candidates. Nick is doing a great job.

### OP-ED's

#### Raise the Minimum Wage?

The laws of supply and demand cannot be broken. They cannot be changed by humans, by legislative bodies of humans or even by the executive orders of humans. The demand curve has a negative slope. That is, the more you charge for something the less will be demanded, and this is especially true of the cost of labor. When the minimum wage rises, anyone whose marginal productivity of labor is less than the new wage will lose their job. Nobody will hire an employee at \$10/hour to produce \$9/hour of goods. Whether these jobs will be discontinued or moved overseas, they will be lost to American workers.

It seems cruel and mean-hearted for our elected representatives to intentionally deprive working-class Americans of their jobs. Do they not understand market economics? Do they not understand that we live in a global economic community? Do they really believe the government can dictate labor rates?

If the concept of a minimum wage is economically valid, why not raise the minimum wage to \$1,000,000/hour? Everyone could work for an hour then retire rich! The concept of a government imposed wage floor is invalid and serves as a slap in the face to members of our society on the lower rungs of the economic ladder.

The minimum wage distorts markets, misallocates capital and causes unemployment. It should be abolished.

#### Special Benefits for Government Contractors?

In his State of the Union speech Tuesday, President Obama announced special new benefits *only* for employees of government contractors. Via executive order, President Obama raised the minimum wage for employees of federal government contractors to \$10.10 per hour, a 32% increase over NC's current \$7.65 minimum wage.

No other workers in the country have this benefit. The cost of this political favoritism will easily be passed on from the contractors to the government and, finally, to the taxpayers. At a time when public sector pay and benefits are already significantly higher than their privately

employed counterparts, this executive order smacks of cronyism, political arrogance and economic ignorance.

## **Pennsylvania**

Steve Scheetz ([cz85b@cz85b.com](mailto:cz85b@cz85b.com)), chair of the Libertarian Party of Pennsylvania, provided the following report:

This past board meeting, we voted to expand the LPPA's Facebook presence, and I am thrilled to say that this has inspired much discussion on the various issues! Currently, we are working on the LPPA webpage. We were building a new one, though the only difference between the old and the new was the platform it was built upon. There are people updating the information that has not been updated for years, and we are doing it both for the Joomla version as well as the new Wordpress version. Once we switch over, it will make life much easier, moving forward. The goal is to have a living front page filled with news reports and blog posts from PA Libertarians displaying our principles in action!

We have had people coming to the party who do not espouse the principles of the party, and then wonder why we are not flexible with said principles, and then scratch their head when we say something like: "Because they are our PRINCIPLES!" Well, I have been told that Libertarians will never win, so we should just support republican X or democrat y. My reaction? No words need be stated or typed. Instead, I will act in a way that helps LPPA county affiliates in order to gather more Libertarian candidates, for 2014, than we have had in the history of the LPPA for any election cycle!

The action of encouraging candidates to run also brings me to the reason for hosting the LPPA convention on February 22, 2014. Petitioning is able to begin March 12<sup>th</sup>, and for this reason alone, the date sold itself. Our candidates will have the longest period of time to gather signatures in 2014? It's a no brainer! We have a great list of speakers for the convention including Robert Fernandes radical school reform advocate, and Lemonade Freedom Day sponsor, Benjamin Gross (10<sup>th</sup> Amendment Group), and our Keynote Speaker will be Ernest Hancock. Ernest received a great deal of attention as a result of his abilities with regard to campaigning on a shoestring, and at the very least, THIS LIBERTARIAN intends to pick his brain during our conference!

Administrative update warning! (if you hate reading about administrative details, stop reading, otherwise, all have been warned!) We adopted a large number of changes to our policy manual that made the policies more clear, one of the more noteworthy is the fact that we have updated our method of communicating events like the convention from snail mail to e-mail so that we no longer have to spend \$500-600 to notify the membership regarding various events... HELLO 21<sup>st</sup> CENTURY!!! End of Administrative Warning...

During the ebb and flow of membership and various committees coming and going, we have had two committees disband. The Chairs of Cumberland County and Blair County informed the LPPA Secretary that they were no longer going to have a committee, and that was that.

However, both of these counties managed to gain new committees within a very short order. The first, Cumberland County, had its meeting on February 3<sup>rd</sup>, and the second, Blair, had its meeting on the 7<sup>th</sup> of February. David Moser helped to facilitate the process, and is continuing to help new counties come together.

There will be a great deal of news following the convention and a large number of Libertarian candidates for political office here in Pennsylvania.

## **Virginia**

Bill Redpath (wredpath2@yahoo.com), chair of the Libertarian Party of Virginia, provided the following report:

The Libertarian Party of Virginia held its biennial convention on Saturday, February 8, 2014. The convention was held at the Hilton Garden Inn near Richmond International Airport. It was a single day convention, with a Friday night reception beforehand. The number of attendees was a high two digit number.

Robert Sarvis, the LPVA candidate for Governor in 2013, was nominated for US Senate in 2014. His opponents will be incumbent Democratic Senator Mark Warner and a Republican yet to be nominated. Former RNC Chairman Ed Gillespie and Northern Virginia financial analyst Shak Hill are seeking the nomination. A 10,000 valid signature petition drive must be completed by Tuesday, June 10.

Bill Redpath was elected the new Chair of the LPVA, while Jim Lark, Marc Montoni and James Curtis were reelected as Vice Chair, Secretary and Treasurer, respectively.

While the LPVA has only formally nominated one US House candidate (Xavian Draper in the District 1), I think that the LPVA will have a record number of US House candidates this year. The previous record is four candidates out of 11 US House districts. We do not have party status or a party petition in Virginia, so each candidate must get 1,000 valid sigs for US House. This hurts the number of candidates we can place on the ballot. Even with only 125 valid signatures needed for US House, we had only six Virginia House of Delegates candidates (out of 100 districts) last year, and at least two of them would not have made the ballot without petitioning help from others. I cannot rule out having all 11 districts covered with US House candidates, but I think that is unlikely.

Virginia has odd numbered year elections for state offices.

The latest numbers can be seen in the Membership Report, but when I recently checked the LPVA ranked fifth among all states in Sustaining Members of the National Party, even though Virginia currently ranks 12th in population among the states.

Bill Redpath  
LPVA Chair



## **West Virginia**

Michael Wilson ([michael.wilson@lpwv.org](mailto:michael.wilson@lpwv.org)), chair of the Libertarian Party of West Virginia, provided the following report:

Libertarian Party of West Virginia  
Region 5S LNC Report

### **February 23, 2014**

2014 is already proving to be a big year for the Libertarian Party of West Virginia. Below are a few of the highlights of our current projects, developments and campaigns.

#### **WEBSITE:**

In January, the LPWV launched our new website (built on the Nation Builder platform) – still resides at [lpwv.org](http://lpwv.org). This new site fully integrates twitter and facebook into our site and provides an all-inclusive system for donations and accounting, contacts management and recruiting, as well as a internal tracking system of all correspondence.

#### **CONVENTION:**

On March 8, 2014, we will be hosting our annual meeting and Nominating Convention. This will be a single day event feature:

- General Business of the LPWV
- Presentations from our 2014 Candidate Hopefuls
- Nominations: 2014 LP Candidates, Delegates to National, LPWV Excomm
- A Candidate Training Seminar (Bruce Majors)
- Carla Howell will present “Who’s Driving”
- The first (annual) LPWV Awards Ceremony
- A catered luncheon, and more!

Portions of the convention will be streamed live on the LPWV website and YouTube.

We originally planned to allow online voting to the membership and the Registered Libertarian Voters throughout the state, but encountered too many possible issues in validation of the voting body to comfortably proceed with this process in 2014. However, we are still developing the software and plan to launch the voting platform in WV in 2016, and will make it available to all LP state affiliates.

Finally, invitations to the convention were mailed to the 1,529 Registered Libertarian Voters throughout the state. We anticipate a 3% conversion from Registered LP Voter to Full LPWV Member, which would yield 46 new members through this effort.

#### **MEMBERSHIP:**

Membership within the LPWV remains low. We currently only have 34 active members, 14 recently lapsed (typically renew at the convention). However, with our new website, our statewide opt-ins are currently at 196 receiving our email blasts (newsletter / announcements)

and 25,899 prospects (these are people who have made an action on our website, facebook, twitter or YouTube accounts that brought them into our database. We anticipate conversion to membership at 0.5% over 2014 which will increase our membership an additional 129 members.

Our realistic membership objective is 50 Active Voting Members by the General Election.

### **FUND RAISING:**

This has historically been and remains the weakest element of our team. The LPWV is operating on an extremely limited budget. To date, we have around \$2,300.00 in our account and the convention is costing us \$8.00 per paying member (due to keeping ticket prices low enough to still have attendees). Not factoring in any potential donations generated through the convention, we anticipate our post convention funds to be approximately \$1,900.00.

### **CANDIDATES:**

The LPWV will be fielding a number of candidates this election year. The following are the confirmed nominees who have filed their statement of intent with the LPWV.

- U.S. Senate: Thomas Coyne, John Buckley and Maribel Kiosk
- U.S. Representative – 1<sup>st</sup> District: David Moran
- U.S. Representative – 2<sup>nd</sup> District: Davy Jones
- State Senate – 12<sup>th</sup> District: Patrick Smith
- House of Delegates (County Unknown): Edward Olesh
- NOTA will be on the ballot for each office.

We have received additional expressions of interest from the following individuals, but have not received a filed statement of intent. We recently sent contacts to these individuals in hopes of encouraging them to follow through with their campaign.

- Tom Thacker
- Chad Kirk
- Jacob McCoy - 24 District House
- James Geiger - 49th District House
- Jim Shimer - Sheriff Jefferson County
- Michael Young - 35 District House
- Tim Carpenter
- Wayne Ford
- William Lester - 3rd District US House
- Curtis Kearns
- Joshua Nichols
- Anita McVicker
- Jeffrey Ferrell
- Ashby Kave - 15th District House
- Joseph Schill - 2nd District US House
- Raymond Davis - 1st District US House

### **NEW MEETING FORMAT:**

In order to encourage attendance (and it is working) we have moved our monthly meetings to an online webcast / seminar format. Users can call in or join via VOIP and/or webcam to participate in the meetings. This format allows for individuals to take 2 hours from their schedule per month, instead of the full day with expenses the live meetings required.

Average attendance at our live meetings was 4-5 in 2012-2013. Since launching this new method of meeting, our average attendance is 14.

## **UPCOMING EVENTS:**

**March 8, 2014**

### **Annual Meeting and Nominating Convention**

Charleston Civic Center

[http://www.lpwv.org/2014\\_convention](http://www.lpwv.org/2014_convention)

**April 15, 2014**

### **Tax-Day Rally**

Capital Riverside Lawn

*This event may be rescheduled to Sat. April 12 to gain larger attendance.*

Web Page In Development

**July 5, 2104**

### **Independence Day Celebration**

Coon Skin Park, Charleston, WV

This will be an open to the public event, in which the LPWV will serve Burgers and Hot Dogs (with sides) to attendees. This even will feature live entertainment and Libertarian speakers throughout the day.

Web Page In Development

## **Region 6 Report to the LNC March 2014**

**Illinois:** by Matt Skopek, chair

We have 2,387 members. A member is someone who wants to join the party, takes the party pledge, and maintains a current address. We have 10 active chapters, 2 that are forming and 1 that is inactive. We have been noticing membership growth of about 1.5 new members a day.

Our biggest problem at the moment is getting volunteers to be active. We have lots of new members express interest in volunteering, which we then follow up with calls, letters and emails. However it's still a low participation rate.

We have made lots of improvements and updates to our website and are continuing to do so. Our ballot access lawsuit is still wending its way through the courts.

At our convention last September we chose candidates for all seven statewide offices in the November 2014 election, because our lawsuit challenging the full slate requirement hasn't yet been decided. They are:

Governor - Chad Grimm  
Lieutenant Governor - Alex Cummings  
Secretary of State - Chris Michel  
Treasurer – Matthew Skopek  
Comptroller - Julie Fox  
Senator - Sharon Hansen  
Attorney General - Ben Koyl

In addition, Daniel Banna will be running for state representative in the 53<sup>rd</sup> district.

Our 90-day petitioning period runs from March 25 to June 23. We are planning to collect 42,000 raw signatures in order to ensure 25,000 valid signatures after the challenge process. Our Political Director, Lex Green, has put together a petition drive and fund-raising plan which will guide our efforts. We are trying to raise \$13,500 for ballot access. We began fund-raising the second week of February and have raised \$1,775 as of Feb. 22. We will again need to ask the LNC for financial assistance.

Our next convention will be Sept. 12-14 in the same hotel we used last year in Bolingbrook.

**Iowa:** by Keith Laube, chair

We have 2,569 total members (ie. registered Libertarians) in our state chapter, and 171 voting (ie. dues paying) members. We have one active chapter and one forming. We notice continued interest in forming local groups at the county level. We are planning to have more county level meetings after the state convention. One recently established county chapter has met a few times.

Our next convention will be held March 22, 2014 in Des Moines, where we will be nominating candidates for the 2014 elections. Our current focus is trying to get more members to commit to

running for office. We had a 2nd candidate training session on February 22nd. We have a group of members that are actively meeting with a promising governor candidate and lieutenant governor candidate. We are planning to run 10 to 20 candidates and are in the process of getting commitment letters from more candidates.

To get on the ballot, we need varying number of signatures based on the office. The number of signatures is feasible to obtain. We need to get 2% of the vote for governor in 2014 to obtain “political party” status which would allow us to have primaries.

We are trying to increase registered Libertarian voters and members so we have a base of several thousand voters that we can reach out to. We need to get about 20,000 to 25,000 votes for governor to obtain 2% of the vote to retain ballot access. We are working with existing legislators and the Secretary of State Office to ensure that people are being offered the opportunity to register Libertarian in every county. An error in the state voter registration computer system has recently been corrected. The error incorrectly registered some people as non-party instead of their party. It is unknown how many libertarians this affected. The Secretary of State Office will be sending out notices to those whose voter registration came back as non-party during the past few years. We have mailed/e-mailed 2,600 libertarians to invite them to the state convention, join the state party and/or join the national party.

**Minnesota:** No response

**Missouri:** No response

**Nebraska:** by Mike Knebel, co-chair

The Nebraska LP changed its leadership structure when State Chair Dave Hunt stepped down in late 2013. Gene Siadek took over duties as the Chair, and Scott Zimmerman and Mike Knebel assumed the duties of Co-Chairs. We have seen donations increase the last two quarters and have around \$2000 in the bank. This gives us the ability to help with the upcoming election. Our membership is approximately 5000 registered Libertarians in the state. Currently we have two active chapters under the LPNE: the Douglas County Party and the Western Nebraska Libertarians.

For the 2014 election we are fighting to maintain ballot access by supporting candidates in the state wide election that can garner the needed 5% of the vote. We have Mark Elworth Jr running for Governor and a paper candidate Andy Shambaugh running for the House in the Second Congressional District. With two weeks left until the filing deadline (March 1), we are still narrowing down candidates to run for the other state offices. Mark is making marijuana legislation his key issue, considering we are neighboring Colorado and they have had success in that area. We will also be informing the state that we are going to have an open primary for our party.

While we do not have a date yet for our state convention, we will be working with Tony Stiles at the Midwest Liberty Fest on May 31<sup>st</sup>.

**North Dakota:** no response

**South Dakota:** No response

**Wisconsin:** by Paul Ehlers, chair

We have about 175 members, with membership being determined by payment of dues. We have four active chapters. We are urging our Facebook “friends” to join the party. We have a mailing list of 700 people and are producing a Come to the Convention/Join the Party mailing. Our website is being revised, updated, and finalized as we speak.

All state-wide offices are up this year. Signatures need to be gathered between April 15 and June 2. We need 2000 signatures for each of the 5 state-wide races, 1000 for congress, 400 for state senate, and 200 for assembly. This year, the R’s, D’s and Constitution Party will each have their own column on the ballot, while we will be lumped in with the independents. If we get 1% in November we will have our own column on the ballot for 2016, but we will still need to gather the signatures. Although Joe Kexel got over 2% in his U.S. Senate race in 2012, only races in a gubernatorial election year count towards getting our own column.

Our biggest problem has been getting volunteers to go get signatures. This year we have contracted with Scott Kohlhaas to raise money and hire a professional signature gatherer. He already has raised \$20-25,000. We feel he will improve our ballot access situation, which the LNC is pushing us to do.

We have started a Liberty Coalition as a spin-off from the LP-WI Executive Committee to recruit candidates for the upcoming election. We have attracted significantly younger, more energetic libertarians. We are working with diverse groups (NORML, Renew Wisconsin) that share at least one liberty-minded principle with us. Our media coverage has mostly been in local papers. The Madison papers covered the RENEW Wisconsin press release.

The goal of the Liberty Coalition is to enable voters to see L’s all over their ballots. On Feb. 17 we held a press conference in the rotunda of the state Capitol to announce the Liberty Coalition and our Candidate Bomb. We plan to seek candidates for all the open offices from state assembly and up. We are hoping to run 122 candidates: Governor, Lt Governor, Secretary, Treasurer, Attorney General, 8 for US congress, 93 for state assembly and 16 for state senate. In the past we focused on ballot access as the way to get candidates. For this election, we are focusing on running candidates as a way to get ballot access. Unfortunately there was no major media at our event. Only 5 independent journalists showed up, so we are trying to write letters to the editor and use social media to get the word out. We are asking people to refer themselves or someone else to run against the status quo.

About ten years ago, Ed Thompson ran for governor and got 10% of the vote. We were expecting him to increase voter turn-out, but it didn’t happen and our hearts were broken. Apparently people who don’t vote won’t come out for a third party. So now we tell the truth, which is that we take votes from both D’s and R’s. We hope that by doing so we will move the pendulum back to liberty. We take as our example the socialists, who never got elected but managed to push the nation towards socialism.

Our next convention will be held on April 12, in Wausau, Wisconsin. This past year we had a booth at the Midwest Renewable Energy Fair and the Midwest Harvest Festival. The trend we notice is that practicality is finally trumping ideology.

# Region 7 Report.

**Alabama, Louisiana, Mississippi, Oklahoma, Texas.**

**March 1-2, 2014.**

**By Gary Johnson and Paulie Frankel.**

## **Alabama.**

The Libertarian Party of Alabama is petitioning to get on the ballot county by county. Where the petitioning succeeds, candidates may appear on the ballot for the November election for county offices and for offices in multi-county districts within the qualified counties. For example, the party has succeeded in Jefferson County, where it is recruiting candidates.

The LNC Executive Committee voted February 6 to spend \$12,500 to hire petitioners to qualify the party in the remaining counties. The Alabama L.P. will spend \$2,500 and a political action committee is spending \$10,000.

The state party is publishing "The Unofficial Newsletter of the Libertarian Party of Alabama," The Quill. The name is a reference to the porcupine logo.

The 2014 state convention on Saturday, May 10, will be held in Birmingham at the state party headquarters, 2330 Highland Avenue.

Alabama will send up to 13 delegates to the national convention.

<http://www.lpalabama.org>

<https://www.facebook.com/lpalabama>

## **Louisiana.**

The Louisiana NAACP State Conference on January 25 presented Scott A. Lewis III, the state chairman of the Libertarian Party of Louisiana, its highest award for his work.

The contract with executive director Wendy Adams was extended another year in January.

The state party says it will soon accept Bitcoin donations from Bitpay.

Louisiana has more than 9,000 registered Libertarian voters. Sixteen Parish Executive Committees have been established in the equivalent of counties and many are having monthly meetings.

Courtesy of a \$1,000 matching fund pledge, donations from February 1 to March 15 or when the pledge is depleted, will be matched.

The economist Walter Block spoke at the State Central Committee Meeting on January 11.

Louisiana will send up to 12 delegates to the national convention.

<http://louisianalibertarian.net>

<https://www.facebook.com/LibertarianPartyOfLouisiana>

## **Mississippi.**

The state convention will be held on Saturday, April 5, in Biloxi at the Beau Rivage Casino and Resort. Twenty tickets are being sold for a fundraiser the next day to go fishing on a boat with Gov. Gary Johnson.

Local organizations are being activated in Lamar County and Harrison County.

Mississippi will send up to 7 delegates to the national convention.

<http://mslp.org>

<http://www.facebook.com/pages/Libertarian-Party-of-Mississippi/185325954837176>

### **Oklahoma.**

The state convention will be held on Saturday, March 8, in Midwest City at the Santa Fe Cattle Company, 7101 SE 29th Street. Former State Representative Charles Key and Geoffrey J. Neale will speak.

The new Web site is [OklahomaLP.org](http://OklahomaLP.org).

The Libertarian Party is not a recognized party in Oklahoma, but libertarian candidates are running for Governor and other offices as independents.

Local chapters, such as in Logan County, are active.

Oklahoma will send up to 6 delegates to the national convention.

<http://oklahomalp.org>

<https://www.facebook.com/OklahomaLP>

### **Texas.**

More than 100 candidates filed by the December 9 deadline for the general election. Every Congressional, Statewide, and State Senate race was filled. Precinct conventions are being held on Tuesday, March 11; county conventions on Saturday, March 15; and district conventions on Saturday, March 22.

The state convention will be Saturday and Sunday, April 12 and 13, in Temple at the Mayborn Convention Center and the Hilton Garden Inn, 1749 Scott Boulevard. Contested nominations will be decided for the U.S. Senator, Governor, Attorney General, Agriculture Commissioner, Railroad Commissioner, and Land Commissioner. Students for Liberty founder Alexander McCobin, International Students for Liberty Conference student of the year Noelle Mandel, and gun rights activist C.J. Grisham will speak.

Leadership conferences are being staged on March 1 in Fort Worth and March 8 in San Antonio. They offer training for delegates, county chairs, and candidates.

Texas will send up to 68 delegates to the national convention.

<http://www.lptexas.org>

<https://www.facebook.com/LPtexas>



## CAMPUS ORGANIZING REPORT

Submitted to: Libertarian National Committee, Feb. 25, 2014

Submitted by: James W. Lark, III

Region 5S Representative, Libertarian National Committee

This report will provide information concerning efforts to build and support Libertarian campus organizations. I shall provide an updated report at the LNC meeting in Charlotte should additional information become available.

1) I continue to respond to inquiries from people who want information about the LP campus outreach effort. I am usually able to respond within 24 hours of receiving an inquiry. I am pleased to note that the standard deviation of the response time has decreased somewhat recently, although there are still some times when I am unable to respond for 2-3 days.

2) I continue to work with the Advocates for Self-Government to provide material (e.g., "Operation Politically Homeless" kits) to campus organizations. (In the interest of full disclosure, please note that I am the chairman of the Board of Directors of the Advocates.)

3) I continue to work with various state and local LP organizations to assist their campus outreach efforts. For example, I continue to work with J.J. Summerall of the Libertarian Party of North Carolina to promote the LPNC on campuses in North Carolina. I am investigating opportunities for conducting campus organizing tours during the fall.

4) I continue to work closely with Students For Liberty to build libertarian groups at high schools and colleges. (I am a member of the Board of Advisors of SFL.) As part of this effort, members of the SFL board and I have found ways for the LP to use the many services available from SFL. We must be careful in so doing because we do not wish to jeopardize the 501c(3) status of SFL.

In addition, I serve as chair of the Student Libertarian Alumni Committee (SLAC). This organization assists SFL by promoting the organization among libertarians and helping to raise funds for SFL.

I addressed the International Students For Liberty Conference on Feb. 14 in Washington, DC, and arranged for the LP to have an outreach table at that event. (Arvin Vohra was responsible for organizing the table. Paul Frankel helped to staff the table, as did Carla Howell, Eric Dixon, and former LP vice chair Chuck Moulton.) I shall address the European Students For Liberty conference in Berlin, Germany, on March 16.

5) I continue to receive invitations to speak at high schools, colleges, and universities during the school year. For example, I gave a lecture entitled "Economic Fallacies" at James Madison University (Harrisonburg, Virginia) on Feb. 19; the event was sponsored by Madison Liberty.

6) I continue to work with Young Americans for Liberty (YAL) on programs of mutual interest. I gave an address at the YAL national conference in August. (According to Jeff Frazee, YAL executive director, I have a standing invitation to address YAL national conventions.)

7) As noted previously, several liberty-oriented organizations (e.g., Cato, Reason Foundation, Institute for Humane Studies, Foundation for Economics Education) work to coordinate their student outreach programs. I participate in meetings of representatives of these organizations when my schedule permits.

8) I am investigating options concerning advertising aimed at college-age students. In particular, I shall work with the campaign of Robert Sarvis in his campaign for the U.S. Senate in Virginia to advertise the Libertarian Party to students.

9) While the arrangements have not been finalized, I consider it likely that I shall conduct a workshop on campus organization at the LP national convention in Columbus.

# **EMPLOYMENT POLICY AND COMPENSATION COMMITTEE REPORT**

Submitted to: Libertarian National Committee, Feb. 25, 2014

Submitted by: James W. Lark, III  
Region 5S Representative, Libertarian National Committee  
Chair, Employment Policy and Compensation Committee

The members of the Employment Policy and Compensation Committee (EPCC) are Mark Hinkle, Jim Lark, and Bill Redpath. The members were appointed to the Committee by Geoff Neale on May 9, 2013.

The EPCC is working to prepare a revised employee manual. In a previous report, the EPCC established a goal of delivering the manual to the LNC no later than Dec. 31, 2013. However, given some of the issues raised by the Audit Committee last year and the desire to prepare a high-quality document that is in compliance with all applicable laws, it has taken much longer to prepare the revised manual than anticipated.

The EPCC recently distributed a message to staff members. The message informed the staff that the EPCC is available to discuss (on a confidential basis) the working environment or observed violations of the Policy Manual. Since the EPCC is specifically charged with the responsibility to be available to the staff for this purpose; we felt the staff members should be clearly informed of that availability.