

**RESPONSE BY MEMBERS OF THE EXECUTIVE COMMITTEE TO APPEAL
REGARDING ACTIONS OF THE COMMITTEE AT ITS OCTOBER 21, 2024
MEETING**

December 10, 2024

Via Email

Judicial Committee
Libertarian Party of California
jc@ca.lp.org

Honorable Members of the Judicial Committee:

The undersigned members of the Executive Committee of the Libertarian Party of California (“Respondents”) respectfully submit this response to the appeal filed on November 28, 2024 by Jessica Tewksbury *et al.* (“Appellants”) regarding the October 21, 2024 meeting of the Executive Committee.

Appellants claim that the summary of the October 21, 2024 meeting sent by the Secretary on October 22, 2024 to the lpca-business@googlegroups.com email alias (*see* Appx. B to Notice of Appeal), which is the public message list the Executive Committee uses to notify Libertarian Party of California (“LPCA”) members of its proceedings, did not constitute “advance notice” “to the membership” under Bylaw 20, Section 2, because not all of the LPCA’s members are included in that alias. It appears that, in Appellants’ view, to satisfy the notice requirement of Bylaw 20, Section 2, notice of the convention needed to be sent to all current members of the LPCA in the party’s Neon database (which is where the LPCA’s full list of current members is contained). (*See* Notice of Appeal, Nov. 28, 2024, at 2.)

Appellants do not cite any bylaws or rules from Robert’s Rules of Order giving a specific definition of “notice to the membership” in this context,¹ and none appear to exist. Thus, the meaning of that term under the bylaws does appear to need clarification. Respondents note that other provisions of the bylaws also require notice of certain occurrences, but do not specify the means by which, or persons to whom, such notice is to be given. For example, Bylaw 26 provides that “these Bylaws may be amended by a two-thirds vote of all the registered delegates present and voting at a convention with previous notice”; Bylaw 17, Section 1 provides that “[n]o standing committee created by the Executive Committee can be appointed until 7 days after the committee’s creation if it is created without notice”; and Bylaw 14, Section 2 states that “[a]t least three days’ notice is required” of an Operations Committee meeting “unless all members of the Operations Committee attend the session or expressly waive such notice prior to the session.” If the Judicial Committee

¹ Some LPCA bylaws do provide detail regarding the means by which notice of particular events is to be sent. For instance, Bylaw 13, Section 3 states that, to provide notice of a meeting of the Executive Committee, “[t]he Secretary shall mail to each member of the Executive Committee, and to each county Chair, a notice of the time and place of each session, not less than fourteen days prior to such session.” However, those notice requirements are specific to events that are not at issue here.

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determines that Bylaw 20, Section 2 requires all current members recorded in Neon to receive an email containing the time, place and location of the LPCA convention, Respondents respectfully submit that the Committee will need to provide some reasoning as to why that requirement does not also apply to other notice requirements listed in the bylaws.

In any event, Respondents do not take a position on the proper interpretation of the notice requirement in Bylaw 20, Section 2, and will of course work to reschedule the convention and provide the required notice if the Judicial Committee determines that this provision mandates an email to all current members shown in Neon.

Respectfully submitted,

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cc: Appellants