MINUTES OF MEETING OF THE STATE COMMITTEE OF THE LIBERTARIAN PARTY OF NEW YORK HELD ON SUNDAY, OCTOBER 23, 2022 ON THE ZOOM MEETING APP AND PORCUPINE APP

MEMBERS PRESENT

Mark N. Axinn, Judicial District 1¹² David B. "Chance" Haywood, Judicial District 1¹² Paul M. Grindle, Judicial District 2¹² Matthew I. Morgan, Judicial District 2¹² Gary S. Popkin, Judicial District 2¹² Justin N. Carman, Judicial District 3¹² Jennifer L. O'Connor, Judicial District 3¹² Lora L. Newell, Judicial District 3¹² William Cody Anderson, Judicial District 3¹² Amanda H. Ellithorpe, Judicial District 4 Zachary D. Remian, Judicial District 4¹² John A. Janes, Judicial District 4¹² Brian L. Wells, Judicial District 4¹² Shawn C. DeGrand, Judicial District 5¹² Matthew K. Guilianelli, Judicial District 5¹² Erinn R. Leatherman, Judicial District 5¹² Keith C. Redhead, Judicial District 5¹² Daniel J. Castello, Judicial District 5¹² Adam M. Magoon, Judicial District 5¹² Craig L. Shute, Judicial District 5¹² Mark S. Braiman, Judicial District 6¹² Christopher M. Olenski, Judicial District 6¹² Steven G. Becker, Judicial District 7¹² James M. Dayton, Judicial District 7¹² Angela B. Einwachter, Judicial District 7¹² John M. Exner, Judicial District 7¹² Mark E. Glogowski, Judicial District 7¹² Sean C. Phelan, Judicial District 7¹² Maura E. Botsford, Judicial District 8¹ Andrew M. Kolstee, Judicial District 8¹² Francis Law, Judicial District 8¹² Leonard E. Morlock, Judicial District 8¹² Michael R. Rebmann, Judicial District 8¹ Jame J. VanDewalker, Judicial District 8¹² Duane J. Whitmer, Judicial District 8¹² Juan R. Ayala, Judicial District 9¹² William K. Schmidt, Judicial District 9² Jeffrey J. Denecke, Judicial District 10¹² Jonathan H. Gunther, Judicial District 10¹²

Blay Tarnoff, Judicial District 10¹² Robert E. Schuon, Judicial District 10¹² Irwin Mark Weinblatt, Judicial District 11¹² Richard Bell, Judicial District 13 MEMBERS ABSENT Morry C. Davis, Judicial District 1 Stephen C. Healey, Judicial District 4 Karyn A. Keniry Thompson, Judicial District 4 Jacob T. Cornell, Judicial District 5 Lyza N. Feint, Judicial District 6 Timothy M. O'Connor, Judicial District 6 David S. Penner, Judicial District 6 Keith D. Price, Judicial District 6 Jeffrey C. Bradley, Judicial District 7 Anthony D'Orazio, Judicial District 7 Kelly A. Durkin, Judicial District 7 Marc A. Smith, Judicial District 7 Erin M. Becker, Judicial District 8 Gerrit R. Cain, Judicial District 8 Robert J. Cocomello, Judicial District 9 Daniel P. Donnelly, Judicial District 9 Robert J. Greibesland, Judicial District 9 Christian J. Vondras, Judicial District 9 George T. Ostrowski, Judicial District 10 Randyn Tarnoff, Judicial District 10 Scott W. Thompson, Judicial District 10 Angelo E. Veltri, Judicial District 10 Thomas Pinkhasov, Judicial District 13 Richard F. Purtell, 2nd Vice-Chair E **OBSERVERS** Susan Overeem-Cummings, Staten Island Chair Timothy "TJ" Ferreira, Porcupine Administrator KEY (1) Present at first roll call at 7:03 p.m. (2) Present at second roll call. (V) Filled vacancy during meeting. (E) Elected 2nd Vice-Chair during convention; becomes an ex-officio voting member upon adjournment.

The meeting was called to order at 7:03 p.m. by Andrew Kolstee, Chair. Secretary Mark Braiman conducted a roll call and determined that a quorum was present.

Chair Andrew Kolstee opened a period of public comment. Steven Becker asked whether there would be an opportunity to discuss a possible resolution condemning CDC vaccine endorsement. The Chair responded that such a resolution could be introduced during new business.

The Special Rules of Order (Exhibit 1) were adopted without objection.

The Agenda (Exhibit 2) was adopted without objection.

Secretary Mark Braiman reported that no nominations had been received to fill vacancies on the State Committee.

The Chair opened the floor to nominations to fill the vacancies in Judicial District 11. No candidates were nominated.

The Chair opened the floor to nominations to fill the vacancies in Judicial District 12. No candidates were nominated.

Rules Committee Chair Andrew Kolstee presented the Rules Committee Report (Exhibit 3) and moved each proposal out of committee on behalf of the Rules Committee for consideration to amend the Rules of the Libertarian Party.

Motion by the Rules Committee to **amend the Rules of the Libertarian Party to adopt Proposal 1 of the Rules Committee Report** was debated.

Motion by Mark Axinn to amend Proposal 1 of the Rules Committee Report and strike "voters as registered as a member" in Article 5.2(b) and insert "voters registered as members." The Chair ruled this out of order as no prior notice had been given. A concern that came up during debate was whether the information the Rule called for to be provided by prospective members was sufficient to allow crossmatching to Board of Elections voter data. It was pointed out that name, address, and date of birth are required to become a member, and this information is to be shared with other members of the LPNY upon request; and this information matches the current requirements of the New York Board of Elections for recognized party membership. Concerns were expressed about the additional requirement of an email address for every voting member, but it was pointed out that since the LPNY is not a recognized political party, Boards of Election would no longer be assuming the cost of sending out U.S. Postal mail to Libertarian Party membership to announce Party elections and the LPNY bearing this mail cost is expensive. Besides email, there is no other free mass communication method and database that could be stored and used with a reasonable amount of effort to announce Libertarian Party elections. Another concern expressed was that inclusion in Article 5.2 of data from New York City and county Boards of Election was potentially problematic, since these databases are reputed to be unreliable. The original motion to amend the Rules of the Libertarian Party to adopt Proposal 1 of the Rules Committee Report passed 16-11-8 (see Appendix 1A for details).

Motion by the Rules Committee to **amend the Rules of the Libertarian Party to adopt Proposal 2 of the Rules Committee Report** passed without objection.

Motion by the Rules Committee to **amend the Rules of the Libertarian Party to adopt Proposal 3 of the Rules Committee Report** passed without objection.

Motion by the Rules Committee to **amend the Rules of the Libertarian Party to adopt Proposal 4 of the Rules Committee Report** passed without objection.

Motion by the Rules Committee to **amend the Rules of the Libertarian Party to adopt Proposal 5 of the Rules Committee Report** was debated. The debate focused on the methods that could be used by a subset of the full State Committee to call an in-person meeting, and whether these methods were described adequately in the Rules. Sean Phelan proposed an amendment to **add text "as in 8.5.2" to 8.4.3.** Chair Andrew Kolstee ruled that this would be out of order since amendments to the rules require prior notice. The motion to **amend the Rules of the Libertarian Party to adopt Proposal 5 of the Rules Committee Report** passed 22-6-5 (see Appendix 1B for details).

Motion by the Rules Committee to **amend the Rules of the Libertarian Party to adopt Proposals 6 and 7 of the Rules Committee Report** passed without objection.

Motion by the Rules Committee to **amend the Rules of the Libertarian Party to adopt Proposal 8 of the Rules Committee Report** was debated and passed 24-4-4 (see Appendix 1C for details).

Motion by the Rules Committee to **amend the Rules of the Libertarian Party to adopt Proposal 9 of the Rules Committee Report** passed without objection.

Motion by the Rules Committee to **amend the Rules of the Libertarian Party to adopt Proposal 10 of the Rules Committee Report** passed without objection.

Motion by the Rules Committee to **amend the Rules of the Libertarian Party to adopt Proposals 11-20 of the Rules Committee Report** passed without objection.

Christopher Olenski made a request for information on how many people were still present in the meeting, and whether it might satisfy quorum. Chair Andrew Kolstee responded that the Zoom meeting included thirty-eight (38) panelists including T.J. Ferreira, and so thirty-seven (37) State Committee members must be present, and the quorum is 35.

Motion by Mark Braiman to amend the Rules of the Libertarian Party to adopt Braiman Amendment 1 to insert a new Article 10 entitled "Conflict Resolution Committee" as provided on the Rules Committee report was seconded by Sean Phelan and debated. Michael Rebmann requested three specific changes to be made to gain his support:

1. Strike the 3-year LPNY membership requirement to serve on the Conflict Resolution Committee.

2. Add a requirement that each Judicial District should have no more than one member on the Conflict Resolution Committee.

3. Add a provision to prohibit members of the LPNY Executive Committee from membership on the Conflict Resolution Committee.

Motion by Christopher Olenski to **commit or refer Braiman Amendment 1 to the Rules Committee** was seconded by Mark Braiman and passed 20-7-2 (see Appendix 1D for details).

Sean Phelan made **a point of order to call for quorum**, noting that the votes on Porcupine regarding the motion to commit totaled only 29. Secretary Mark Braiman conducted a roll call. Forty (40) members were present, and twenty-nine (29) were absent. The current voting membership is 68 and quorum is 35 therefore a quorum is present.

The Chair passed the gavel to Duane Whitmer, 1st Vice-Chair of the State Committee.

Motion by Andrew Kolstee to **amend the Rules of the Libertarian Party to adopt Kolstee Amendment 1 to strike limits on use of certain parliamentary procedures by teleconferencing members** was seconded by Mark Axinn and debated. -Those in favor of the motion pointed out that these limits were cumbersome and perceived as unfair by members who could not attend meetings in person. Those against the motion were concerned that giving equal privileges to remote attendees would unfairly reduce the incentives for State Committee members to commit time and financial resources to travel to in-person meetings that others had committed such time and resources. The motion to **amend the Rules of the Libertarian Party to adopt Kolstee Amendment 1** passed 24-5-3 (see Appendix 1E for details).

Duane Whitmer passed the gavel back to Andrew Kolstee

Motion by Duane Whitmer to adopt Resolution 1 on 2022 Ballot Proposal 1 as follows was seconded by Mark Axinn and passed without objection.

WHEREAS, borrowing is likely to occur at a time of higher interest rates, resulting in more taxpayer burden to pay off the debt.

WHEREAS, wastewater and sewer management should be dominantly funded by local governments, and the trend of using increased state tax dollars, including the \$650 million allotted for such projects in this proposal, results in less local fiscal thrift and discipline.

WHEREAS, any municipality receiving over \$25 million is required to use marketrestrictive project labor agreements.

WHEREAS, Buy American provisions will inflate project costs and not benefit New York State but other states in the United States.

THEREFORE, BE IT RESOLVED the Libertarian Party of New York opposes Ballot Proposal 1 for the \$4.2 billion Environmental Bond Measure and urges New York voters to vote No on Proposal 1.

Motion by Mark Braiman to adopt Resolution 2 on the Platform was seconded by Mark Axinn required a two-thirds vote and failed 15-10-6 (see Appendix 1F for details).

WHEREAS, the Libertarian Party of New York (LPNY) should use its Platform, its only form of public resolution that requires a broad supermajority to put into place, to do all of the following in a way that distinguishes it clearly from other parties: (1) to shape its public identity; (2) to state its core values (3) to guide its choice of candidates; (4) to guide its stance on specific pieces of legislation and other government action; and (5) to attract like-minded members.

WHEREAS, the LPNY continues to support the Libertarian National Platform, but recognizes the importance of decentralized decision-making with respect to our state Platform, in order to address issues that may rise to greater importance here than in other portions of the US.

THEREFORE, be it resolved, the LPNY State Committee directs the Platform Committee to review and recommend revisions of the LPNY Platform, using an overall format similar to the Libertarian National Platform, but containing state-specific positions that go beyond what is in the National Platform, to include both numbered principles as well as numbered planks pertaining to specific subjects.

Motion by William Cody Anderson to adopt Resolution 3 on Use of Party Resources as follows was seconded by Mark Braiman and debated.

WHEREAS, Libertarian Party of New York (LPNY) resources are generally quite limited now after ballot access struggles, and this pattern is expected to be repeated in other years;

THEREFORE BE IT RESOLVED, that in even-numbered years from June 1 through Election Day, LPNY resources may only be used to support (a) Candidates for state or

local office who are both LPNY members and who will be listed on the Libertarian Party line for that office, (b) Non-LPNY members who were already nominated by the LPNY State Committee for statewide offices and who achieved ballot-access status, and (c) LPNY members who were nominated by the State Committee for Governor or for President but failed to get on the pre-printed ballot and are making an effort to gain ballot access for the LPNY through a write-in campaign; and the LPNY Candidate Support Committee and Executive Committee shall enjoy broad discretion allocate previouslybudget funds to support such candidates.

Motion by Mark Axinn to extend the time of adjournment to 5:15 p.m. was seconded by Craig Shute and passed 23-6-6 (see Appendix 1G for details).

Motion by James Dayton to **postpone consideration of Resolution 3 until after the November elections** was seconded by Robert Cocomello and passed 23-7-6 (see Appendix 1H for details).

Motion by Craig Shute **to adopt Resolution 4 on Write-In Campaign (Exhibit 2, page 3)** was seconded by Steven Becker and debated.

WHEREAS the candidates nominated for statewide office by the Libertarian Party of New York at the Statewide Nominating Convention in Albany in February 2022 will not have their names printed on the ballot for the 2022 general election.

WHEREAS the Libertarian Party of New York, in support of Larry Sharpe for Governor, has exhausted all legal options in order for the statewide candidates to be printed on the ballot in said election.

WHEREAS the primary responsibility of the Libertarian Party of New York is to elect Libertarians to public office.

WHEREAS ballot access and recognized party status in New York State is crucial in order to place Libertarian candidates on the ballot through lower petitioning requirements.

WHEREAS the only options to place the Libertarian Presidential candidate on the ballot in 2024 is to 1) obtain more than 45,000 signatures and defeat a challenge, 2) continue litigation, 3) lobby for legislative change, and 4) obtain over 130,000 votes or 2%, whichever is more in the 2022 general election through a write-in campaign for Larry Sharpe for Governor.

WHEREAS the next immediate option for recognized party status is a write-in candidate for Larry Sharpe for Governor.

WHEREAS the success rate of a write-in campaign is low and the nature of such a campaign requires specific instructions to the average voter who are mostly unfamiliar with intricate details of the ballot access process.

WHEREAS a write-in campaign for all five statewide candidates nominated by the Libertarian Party of New York is likely to cause confusion and dilute any efforts to focus on the election of Governor, which is also the only race critical to ballot access.

THEREFORE, BE IT RESOLVED, the primary objective of the LPNY between now and Election Day is to promote a write-in campaign for only Larry Sharpe for Governor and that while writing-in the other statewide candidates is highly recommended but distracting in LPNY messaging and in conflict with the Larry Sharpe campaign for Governor's messaging. Motion by Mark Glogowski to amend the resolution to strike the last whereas clause "WHEREAS a write-in campaign for all five statewide candidates nominated by the Libertarian Party of New York is likely to cause confusion and dilute any efforts to focus on the election of Governor, which is also the only race critical to ballot access." and to strike the word "only" before "Larry Sharpe" from the resolving clause, so that the entire resolution would read:

WHEREAS the candidates nominated for statewide office by the Libertarian Party of New York at the Statewide Nominating Convention in Albany in February 2022 will not have their names printed on the ballot for the 2022 general election.

WHEREAS the Libertarian Party of New York, in support of Larry Sharpe for Governor, has exhausted all legal options in order for the statewide candidates to be printed on the ballot in said election.

WHEREAS the primary responsibility of the Libertarian Party of New York is to elect Libertarians to public office.

WHEREAS ballot access and recognized party status in New York State is crucial in order to place Libertarian candidates on the ballot through lower petitioning requirements.

WHEREAS the only options to place the Libertarian Presidential candidate on the ballot in 2024 is to 1) obtain more than 45,000 signatures and defeat a challenge, 2) continue litigation, 3) lobby for legislative change, and 4) obtain over 130,000 votes or 2%, whichever is more in the 2022 general election through a write-in campaign for Larry Sharpe for Governor.

WHEREAS the next immediate option for recognized party status is a write-in candidate for Larry Sharpe for Governor.

WHEREAS the success rate of a write-in campaign is low and the nature of such a campaign requires specific instructions to the average voter who are mostly unfamiliar with intricate details of the ballot access process.

THEREFORE, BE IT RESOLVED, the primary objective of the LPNY between now and Election Day is to promote a write-in campaign for Larry Sharpe for Governor and that while writing-in the other statewide candidates is highly recommended but distracting in LPNY messaging and in conflict with the Larry Sharpe campaign for Governor's messaging.

Christopher Olenski made a point of order and objected to Resolution 4 because it contradicts Resolution 3 that was postponed until after the election. The Chair ruled that Resolution 4 is in order. Motion by Christopher Olenski to **appeal the ruling of the Chair** was seconded by Lora Newell. The **ruling of the Chair was sustained** 24-7-4 (see Appendix 1I for details).

Motion by Mark Axinn to extend the time of adjournment to 5:30 p.m. was seconded by Robert Schuon and passed 20-9-5. (see Appendix 1J for details)

Motion by Christopher Olenski to **postpone the consideration of Resolution 4 until after Election Day 2022**. The Chair ruled this motion out of order because it will be moot at that time. The **amendment to Resolution 4 proposed by Mark Glogowski** failed 7-17-9 (see Appendix 1K for details).

The original motion **to adopt Resolution 4** required a two-thirds vote and failed 20-11-4. (see Appendix 1L for details)

Mark Braiman objected that Resolution 4 does not pertain to an "issue of public concern" and therefore not subject to the two-thirds limitation of Article 18 of the Rules and only requires a simple majority. The Chair ruled that the resolution required a two-thirds vote.

Treasurer William Cody Anderson presented a Treasurer's Report in writing (Exhibit 4).

Motion by Steven Becker to **adopt a resolution to oppose the CDC's call for vaccination of children** was seconded by William Cody Anderson. The Chair requested that specific wording of the resolution be provided in the Zoom chat.

Lora Newell called for orders of the day since it was past the 5:30 p.m. time for adjournment.

Motion by Mark Axinn to **extend the time of adjournment by 10 minutes to to 5:43 p.m. in order to consider the resolution requested by Steven Becker** passed 14-13-5 (see Appendix 1M for details).

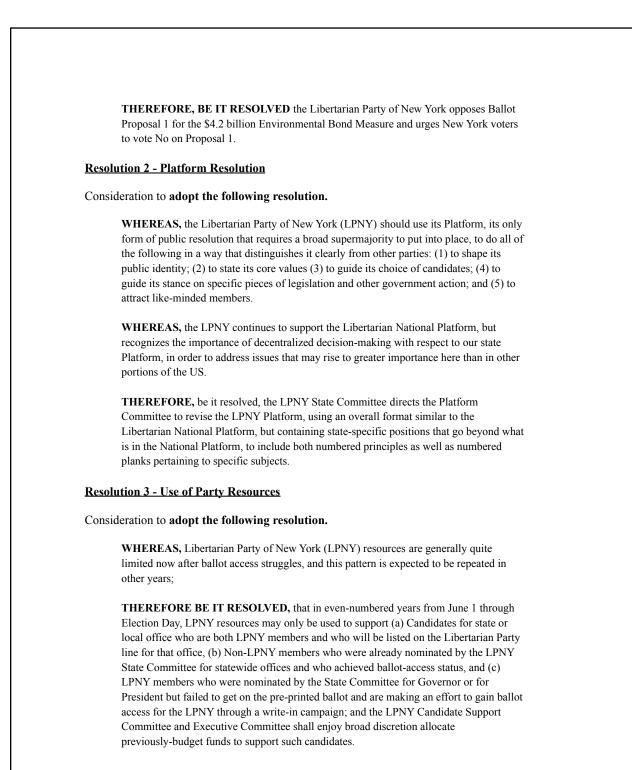
The wording of a resolution to oppose the CDC's call for vaccination of children was not formulated in time.

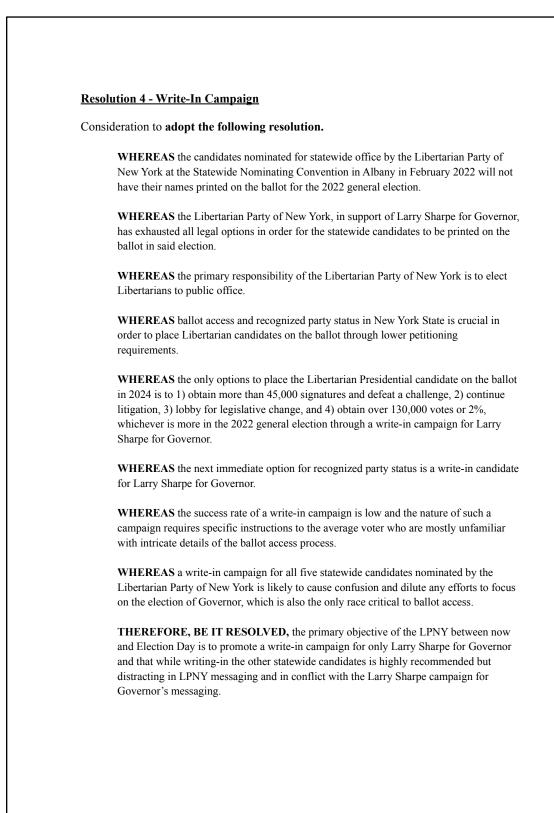
Motion by James Dayton to **adjourn** was seconded by Michael Rebmann and passed without objection.

The meeting was adjourned at 5:37 p.m.

Mark Stephen Braiman, Secretary.

LIBERTARIAN PARTY OF NEW YORK AGENDA OF THE STATE MEETING OF OCTOBER 23, 2022 2:00 P.M. Call to Order (Andrew Kolstee, Chair) 2:00 P.M. Roll Call and Confirmation of Quorum (Mark Braiman, Secretary) 2:05 P.M. Public Comment 2:20 P.M. Adoption of Special Rules of Order Consideration to amend the Special Rules of Order by inserting the following text Rule 5.4. When an Amendment to party Rules is on the floor, a proposal to amend the main motion is in order only if it includes a limit on the number of minutes for debate, after which time period the amendment will be automatically committed to the Rules Committee, while debate on the Main Motion will be permitted to continue. 2:25 P.M. Adoption of Agenda 2:30 P.M. Filling of Vacancies on the State Committee 3:00 P.M. Continuation of Rules Committee Report (Andrew Kolstee) Consideration to adopt proposed amendments to the Rules. 4:00 P.M. Resolutions Resolution 1 - 2022 Ballot Proposal 1 Consideration to adopt the following resolution. WHEREAS, borrowing is likely to occur at a time of higher interest rates, resulting in more taxpayer burden to pay off the debt. WHEREAS, wastewater and sewer management should be dominantly funded by local governments, and the trend of using increased state tax dollars, including the \$650 million allotted for such projects in this proposal, results in less local fiscal thrift and discipline. WHEREAS, any municipality receiving over \$25 million is required to use market-restrictive project labor agreements. WHEREAS, Buy American provisions will inflate project costs and not benefit New York State but other states in the United States.



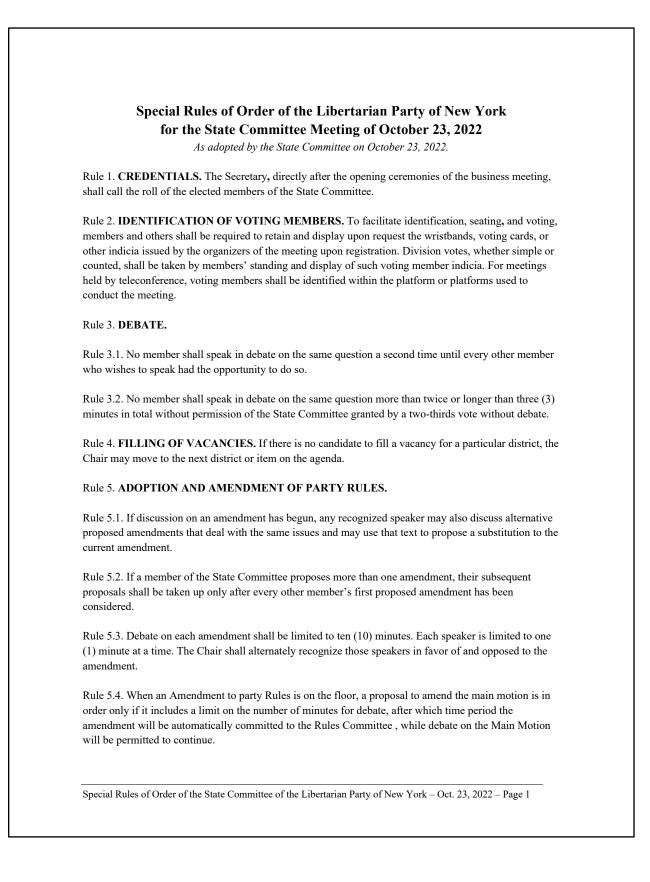


4:30 P.M. Old business

4:45 P.M. New business

5:00 P.M. Adjournment

Exhibit 2 (page 1 of 2)



Rule 6. CANDIDATE SPEECHES.

Rule 6.1. Candidates for Chair shall each be allowed five (5) minutes to speak; candidates for all other Party offices shall each be allowed three (3) minutes to speak. Candidates to fill vacancies on the State Committee shall be allowed ninety (90) seconds to speak. Candidates may cede their time only to other members of the State Committee to speak on their behalf during their allotted time. Speeches will not be allowed for uncontested positions, in which candidates are only running against NOTA.

Rule 6.2. Candidates seeking endorsement for the highest public office shall each be allowed five (5) minutes to speak; candidates seeking endorsement for all other public offices shall each be allowed three minutes to speak; candidates seeking endorsement for any public office shall also each be allowed one nominating speech and one seconding speech of one minute each.

Rule 7. ENDORSEMENTS AND NOMINATIONS OF CANDIDATES. Endorsements and nominations of candidates for public office shall be made in the same manner as elections for Party officers.

Rule 8. **PLATFORM.** When discussing the Platform, the previously adopted Platform shall be the base on which amendments, additions, or deletions shall be offered. Such changes to the Platform shall require a vote in accordance with the Rules of the Libertarian Party.

Rule 9. RESOLUTIONS.

Rule 9.1. A resolution offered by an individual member shall be submitted by the maker and the seconder – each of whom shall be a member of the State Committee – and shall be sent by email directly to the Secretary.

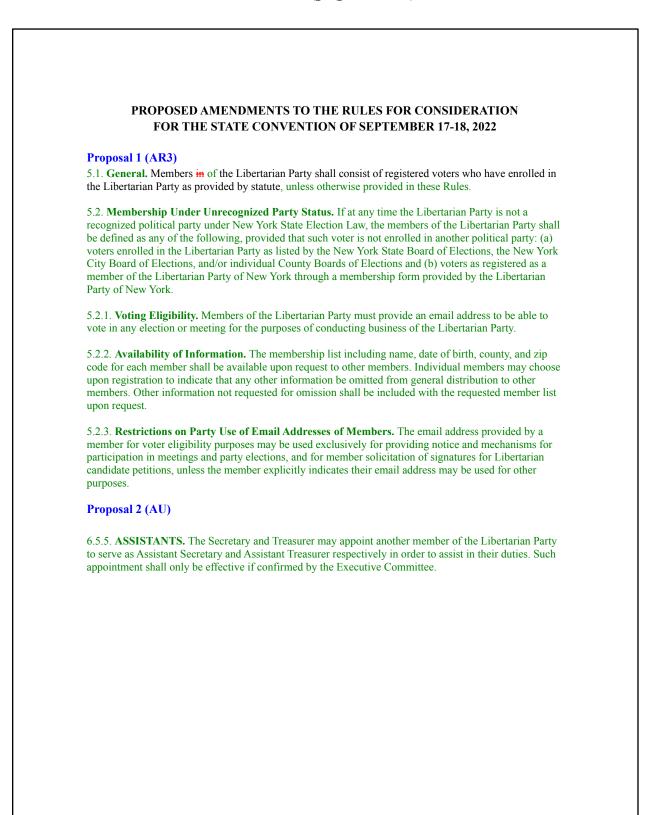
Rule 9.2. The Resolutions Subcommittee may convene during the main meeting to consider resolutions. Each member who offers a resolution shall be given an opportunity to explain it to the Resolutions Subcommittee if he so requests.

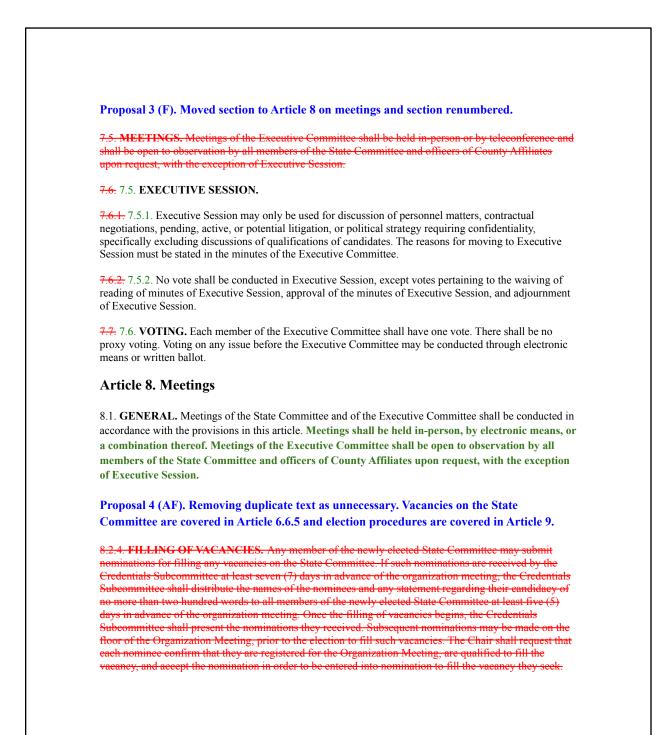
Rule 9.3. The Resolutions Subcommittee shall review all resolutions in the order they were submitted, and shall amend the text of each resolution to the satisfaction of the member that submitted the resolution, while satisfying formatting requirements, grammar, clarity, etc. The Resolutions Subcommittee shall present a report to the State Committee of all resolutions in the order they deem appropriate.

Rule 10. **PERMANENT RECORD.** All reports and other material for the permanent record or printed proceedings shall be typewritten and, immediately on presentation, shall be sent to the Recording Secretary in electronic form.

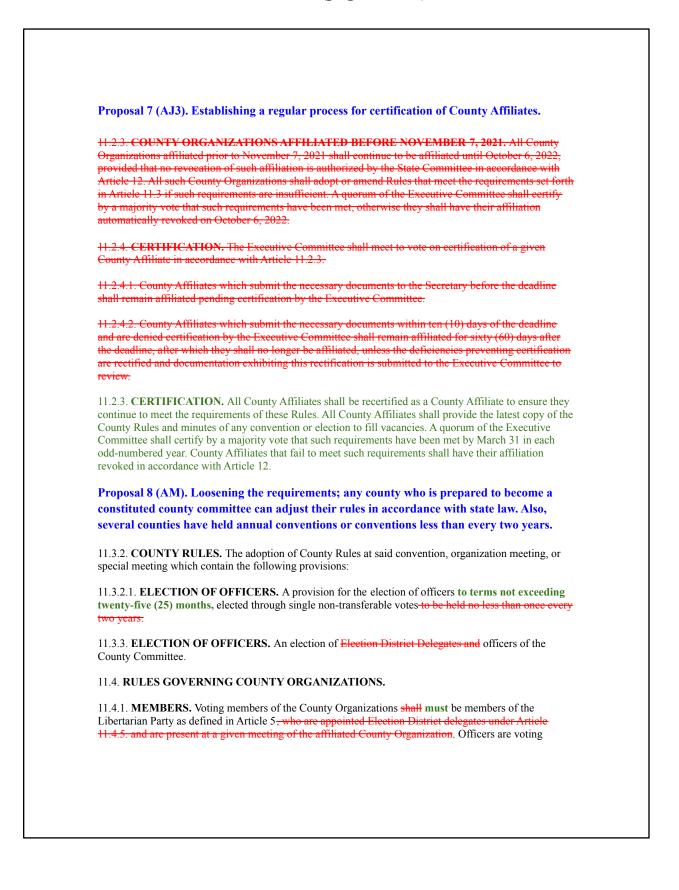
Rule 11. SUSPENSION OF SPECIAL RULES OF ORDER. These Special Rules of Order may only be suspended by a two-thirds (2/3) vote.

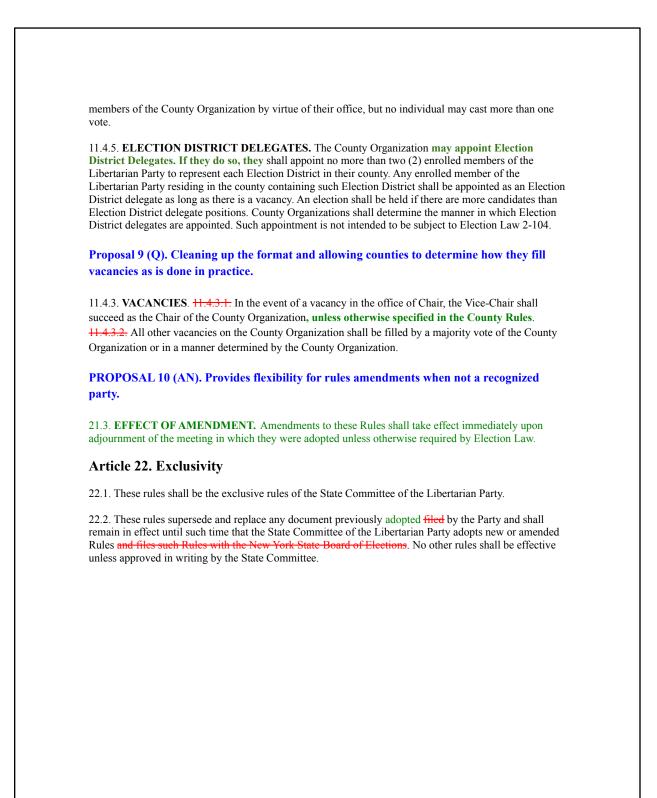
Special Rules of Order of the State Committee of the Libertarian Party of New York - Oct. 23, 2022 - Page 2

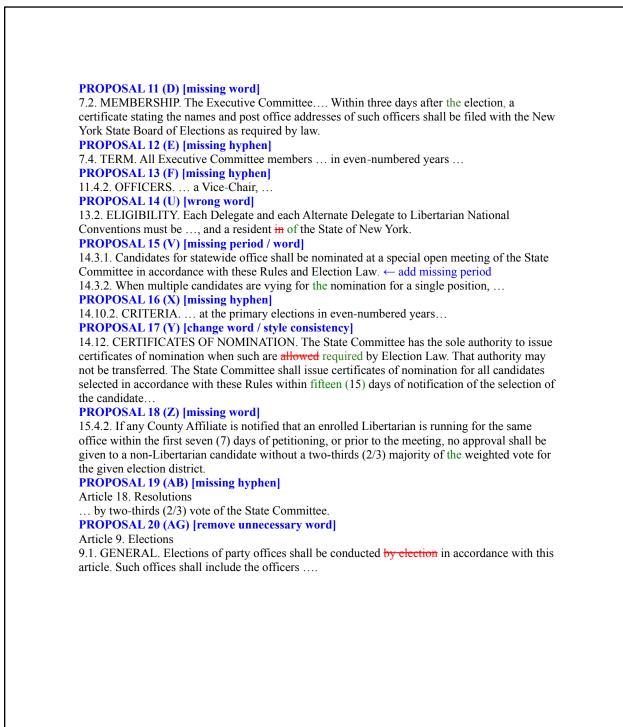




Proposal 5 (J2) Rewriting section pertaining to the call of meetings, including clarifications and procedures. 8.4 CALLING OF MEETINGS. In addition to regularly scheduled meetings, meetings of the state committee may be called by one of the following: 8.4.1. The Chair. 8.4.2. Majority vote of the Executive Committee. 8.4.3. A request in writing signed by one third (1/3) of the State Committee members, given to the Chair or Secretary. The request may be in email form, sent to the originator, the Chair, and the Secretary, indicating support of the call for a meeting. 8.4. CALLING OF MEETINGS. The date, time, and place of all meetings of the State Committee shall be determined by any of the following. 8.4.1. BY THE CHAIR. The Chair may call a meeting by sending a notification to the State Committee. 8.4.2. BY A VOTE. The voting members at any properly called meeting may, by majority vote, call a meeting to be held. 8.4.3. BY THE FULL STATE COMMITTEE. When not in session, any member of the State Committee may request a meeting be called at a certain date, time, and place. If the request is co-sponsored by one-third (1/3) of the members of the full State Committee and the notice is given to the full State Committee, the meeting has been called. The request, co-sponsorship, and notice must be in writing. **Proposal 6 (AT)** 11.1.1. COUNTY CONTACTS. In any county where no County Affiliate exists, the State Committee may appoint an one or more enrolled members of the Libertarian Party to serve as the County Contacts for the purpose of organizing a County Organization. The County Contacts shall have a term of three (3) months, subject to renewal or removal by the State Committee. The State Committee shall also designate by appointment the Lead County Contact, who is responsible for organizing meetings. Upon establishment of a County Organization, the duly elected Chair shall replace the County Contact as the State Committee's primary contact for a given county.







BRAIMAN AMENDMENT 1

Article 10. Conflict Resolution Committee

10.1. **ORGANIZATION.** The purpose of the Conflict Resolution Committee is to investigate, arbitrate, and mediate disputes within the Libertarian Party of New York, and recommend actions, including disciplinary actions, to the State Committee in accordance with these Rules, Robert's Rules of Order, and Election Law.

10.1.1. **COMPOSITION.** The Conflict Resolution Committee shall be composed of nine (9) members who have been enrolled in the Libertarian Party of New York for at least three (3) years. Members shall be elected by a majority vote of the State Committee at the first meeting of the full State Committee following the organization meeting for a term of two (2) years in the same manner as vacancies are filled on the State Committee.

10.1.4. **TERMS OF OFFICE.** The members of the Conflict Resolution Committee shall serve until the conclusion of the meeting at which their successors are elected unless removed by the State Committee.

10.2. INITIATION AND INVESTIGATION PROCEDURES

10.2.1. **COMPLAINT.** Any party may file a complaint in writing via electronic or physical methods to the Conflict Resolution Committee. The complaint must include a claim that these Rules, the Rules of a County Affiliate, and/or Election Law were violated and that the violation caused harm to the party, its members or its governing structure. Upon receipt of a complaint, the Conflict Resolution Committee shall decide by majority vote whether to initiate the notification and investigation process.

10.2.2. **NOTIFICATION.** The Conflict Resolution Committee shall notify all parties involved in the complaint via certified mail or other reasonable and effective method of communication.

10.2.3. **INVESTIGATION.** The Conflict Resolution Committee shall conduct an investigation into the complaint by collecting relevant evidence and testimony. The initial investigation shall be completed within thirty (30) days. A majority vote of the Conflict Resolution Committee is required to approve the report which shall then be submitted to the full State Committee. The investigation may be extended and the report may be amended by a majority vote of the Conflict Resolution Committee and submitted to the full State Committee, but no amendments shall be valid after sixty (60) days from the start of the investigation.

10.2.4. **REPORT TO THE STATE COMMITTEE.** The report approved by the Conflict Resolution Committee and any recommendations shall be presented at a meeting of the full State Committee and any further action is subject to approval by the full State Committee in accordance with the Rules, including further investigation. All parties shall be notified of any decision of the State Committee within ten (10) days.

10.3. APPEAL OF STATE COMMITTEE DECISION. Within thirty (30) days following the decision of the State Committee, any party may request an appeal in writing to the Chair and Secretary of the Conflict Resolution Committee. A majority vote of the Conflict Resolution Committee is required to approve the request for appeal. Once an appeal has been approved, the Conflict Resolution Committee shall continue the investigation and approve a new report within thirty (30) days following the approval of the appeal. 10.3.1. GROUNDS FOR APPEAL. The Conflict Resolution Committee shall only be subject to approve an appeal based on one or more of the following criteria: (a) important and relevant information has surfaced which was not readily available during the initial investigation and reporting period prior to the State Committee decision; (b) clear evidence of undue influence or bias amongst the members of the State Committee; (c) the Parties involved in the complaint were not properly informed of the investigation. 10.4. ARBITRATION AND MEDIATION PROCEDURE. 10.4.1. MEDIATION REQUEST. Any member of the Libertarian Party may file a request for mediation or conflict resolution regarding these Rules, the Rules of a County Affiliate, Election Law, or other internal regulations. Mediation requests shall be approved by majority vote of the Conflict Resolution Committee. 10.4.2. MEDIATION. The Conflict Resolution Committee may appoint one or more of its members to conduct the mediation. Mediation shall be completed within thirty (30) days of the approval. 10.4.3. TRANSFER TO INVESTIGATION. If during the course of mediation the Conflict Resolution Committee discovers that further investigation is needed that may require action by the full State Committee, an investigation shall be approved and the process in Article 10.2 shall be initiated. 10.5. MEETINGS. 10.5.1. ORGANIZATION MEETINGS. Upon the election of the Conflict Resolution Committee, An organizational meeting shall be held within ten (10) days to elect the Chair, Vice-Chair and Secretary of the committee. 10.5.2. OTHER MEETINGS. The Chair shall call a meeting to address a complaint shall be held within fourteen (14) days of its filing. 10.6. RECUSAL OF CONFLICT RESOLUTION COMMITTEE MEMBER. A member of the Conflict Resolution Committee who is the subject of a matter brought before the committee shall not investigate, arbitrate, or meditate, nor discuss or participate in votes of the committee on that matter.

[RENUMBER ALL ARTICLES AFTER THIS]

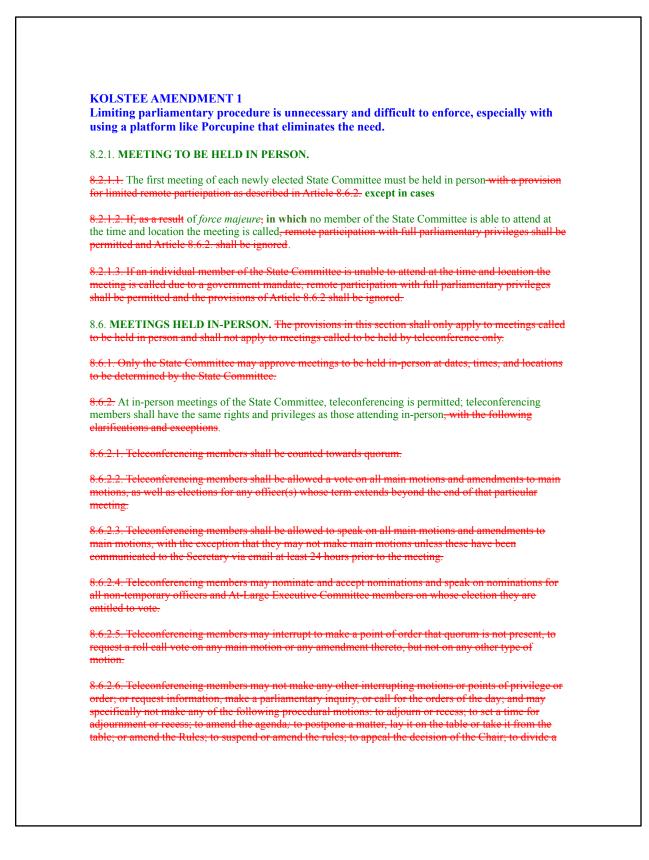


Exhibit 3 (page 10 of 10)

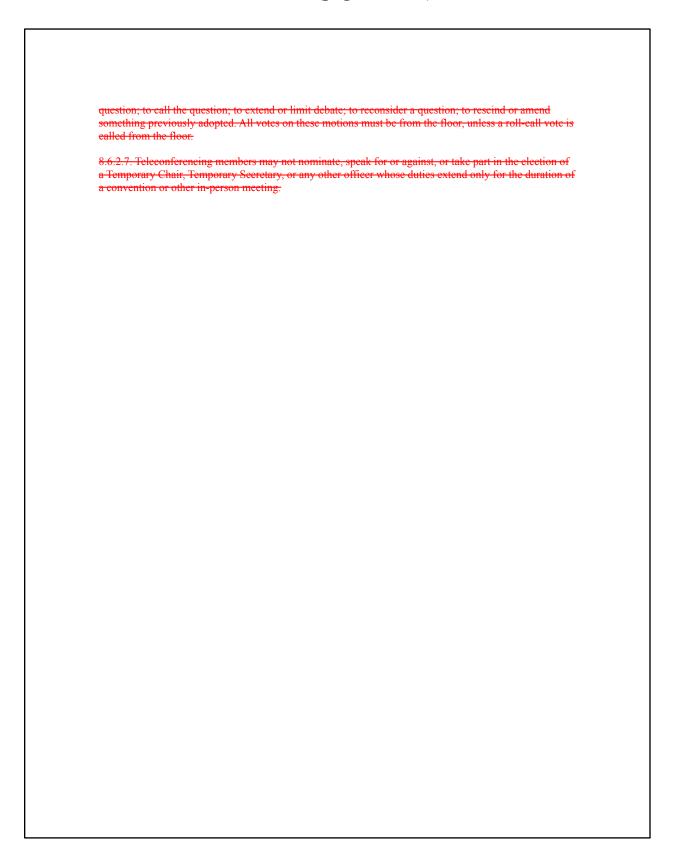


Exhibit 4

LPNY Treasurer's Report October 23, 2022

Housekeeping Committee account balance as of 10.23.22: \$3,044.26 (no change since 10/16)

Constituted Committee account balance as of 10.23.22: \$20,321.34 (+302.89 since 10/16)

LPNY 2022 Petitioning Committee account balance as of 10.23.22: \$8,038.95 (-\$1297.50 since 10/16)

Disbursements from Housekeeping account:

Convention expenses incurred by D Whitmer: \$171.00

Convention expenses incurred by A Kolstee: \$459.27

Legal fees and costs to James Ostrowski: \$852.41

Housekeeping account balance after checks in transit: \$1561.58

Disbursements from CC account:

Contribution to Craig Colwell for Chemung County Legislator: \$1000

Contribution to Friends to Elect Nick Grasso: \$1000

CC account balance after checks in transit: \$18321.34

Disbursements from petitioning account:

Petitioner payments: \$5335.50

Petitioning account balance after checks in transit: \$4,000.95

Respectfully submitted,

W. Cody Anderson Treasurer

Appendix 1A

Ketth Redhead 1 Francis Law 1 Brian Wells 1 Michael Rebmann 1 Lora L. Newell 1 Blay Tarnoff 1 James M. Dayton 1 William Cody Anderson 1 John A. Janes 1 Juan Ayala 1 Angela Einwachter 1 Mark Axinn 1 Christopher Olenski 1 Sean C. Phelan 1 Justin Carman 1 Jame Vandewalker 1 Andrew M. Kolstee 1 Daniel Castello 1 Irwin Mark Weinblatt 1 Steven G. Becker 1 Jeffrey Denecke 1 Jonathan Gunther 1 E. Rose Leatherman 1	Shall we a	adopt prop	osal 1?				
Ketth Redhead 1 Francis Law 1 Brian Wells 1 Michael Rebmann 1 Lora L. Newell 1 Blay Tarnoff 1 James M. Dayton 1 William Cody Anderson 1 John A. Janes 1 Juan Ayala 1 Angela Einwachter 1 Mark Axinn 1 Christopher Olenski 1 Sean C. Phelan 1 Justin Carman 1 Jame Vandewalker 1 Andrew M. Kolstee 1 Daniel Castello 1 Irwin Mark Weinblatt 1 Steven G. Becker 1 Jeffrey Denecke 1 Jonathan Gunther 1 E. Rose Leatherman 1			-	•	•		
John A. Janes Juan Ayala Angela Einwachter 1 Mark Axinn 1 Christopher Olenski 1 Sean C. Phelan 1 Justin Carman 1 Jame Vandewalker 1 Andrew M. Kolstee 1 Daniel Castello 1 Irwin Mark Weinblatt 1 Steven G. Becker 1 Jeffrey Denecke 1 Jonathan Gunther 1 E. Rose Leatherman 1	Mark Braiman 1	Craig Shute 1 Du	ane J. Whitmer 1 Adam Ma	igoon 1 Len Morlock 1	Mark E. Glogows	ki 1 Amanda Ellithorp	e 1 Robert Schuon 1
Andrew M. Kolstee 1 Daniel Castello 1 Invin Mark Weinblatt 1 Steven G. Becker 1 Jeffrey Denecke 1 Jonathan Gunther 1 E. Rose Leatherman 1	Keith Redhead 1	Francis Law 1 Br	ian Wells 1 Michael Rebma	ann 1 Lora L. Newell 1	Blay Tarnoff 1	James M. Dayton 1	William Cody Anderson 1
	John A. Janes 1	Juan Ayala 1 Ang	ela Einwachter 1 Mark Axi	nn 1 Christopher Olensl	ki 1 Sean C. Phel	an 1 Justin Carman	Jame Vandewalker 1
William K. Schmidt 1 Paul Grindle 1 Chance Harwood 1 Shawn DeGrand 1	Andrew M. Kolstee	1 Daniel Castello 1	Irwin Mark Weinblatt 1	Steven G. Becker 1	offrey Denecke 1	Jonathan Gunther 1	E. Rose Leatherman 1
	William K. Schmidt	1 Paul Grindle 1	Chance Haywood 1 Shav	wn DeGrand 1			

Appendix 1B

22 AYE - 79% 6 NAY - 21% 5 ABSTAIN 0 INVALID 0 UVPLICATE 33 TOTAL James M. Dayton 1 Adam Magoon 1 Irwin Mark Weinblatt 1 Keith Redhead 1 Mark Braiman 1 Andrew M. Kolstee 1 William Cody Anderson 1 Craig Shute 1				
James M. Dayton 1 Adam Magoon 1 Irwin Mark Weinblatt 1 Keith Redhead 1 Mark Braiman 1 Andrew M. Kolstee 1 William Cody Anderson 1 Craig Shute 1	 5 ABSTAIN	0 INVALID	0 DUPLICATE	
Chance Haywood 1 Jame Vandewalker 1 Paul Grindle 1 Len Morlock 1 John A. Janes 1 Juan Ayala 1 Mark Axinn 1 Jeffrey Denecke 1 Blay Tarnoff 1				

Appendix 1C



Appendix 1D



Appendix 1E



Appendix 1F

Shall we ac	lopt resoluti	on 2 as ame	ended?			
15 AYE - 60%	10 NAY - 40%	6 ABSTAIN	0 INVALID	0 DUPLICATE	31 total	
	Craig Shute 1 Len Morloo ne J. Whitmer 1 William K					1 Keith Redhead 1 rk Axinn 1 Mark Braiman 1
	Francis Law 1 Christophe Robert Schuon 1 Jame V		Newell 1 Shawn De Mark Weinblatt 1 J			vachter 1 John A. Janes 1 O'Connor 1

Appendix 1G

hall we ex	tend to 5:1	5?					
23 AYE - 79%	<mark>6</mark> NAY - 21%	6 ABSTAIN	0 INVALID	1 DUPLICATE	36 total		
Mark Braiman 1 Se Irwin Mark Weinblatt 1			w M. Kolstee 1 Wil Law 1 James M. I			ith Redhead 1 leGrand 1 Ju	Michael Rebmann 1 stin Carman 1
				. Glogowski 1 Lora L. I 'Connor 1 Chance Hay	Newell 1 Craig Si rwood 1 Christop	hute 1 Jame pher Olenski 1	Vandewalker 1 Len Morlock 1
Blay Tarnoff 1 E. R	ose Leatherman 1 Jef	rey Denecke 1					

Appendix 1H

Shall we po	ostpone Reso	olution 3 un	til after the	e Novembe	er election	?
23 AYE - 77%	7 NAY - 23%	6 ABSTAIN	0 INVALID	0 DUPLICATE	36 total	
Brian Wells 1 Andre	ew M. Kolstee 1 Adam M	lagoon 1 Mark Axinn	1 Juan Ayala 1	Steven G. Becker 1	Daniel Castello 1	Craig Shute 1 Robert Schuon 1
William Cody Anderson	1 James M. Dayton 1	Jame Vandewalker 1	Chance Haywood 1	Shawn DeGrand 1	Angela Einwachter	1 Michael Rebmann 1
Irwin Mark Weinblatt 1	Christopher Olenski 1	Mark E. Glogowski 1	Duane J. Whitmer 1	Jonathan Gunther 1	Richard Bell 1	Mark Braiman 1 Len Morlock 1
Sean C. Phelan 1	lay Tarnoff 1 William K.	Schmidt 1 Francis La	w 1 Keith Redhead	1 Justin Carman 1	Lora L. Newell 1	Jeffrey Denecke 1
E. Rose Leatherman 1	Jennifer O'Connor 1	Matthew Guilianelli 1	Paul Grindle 1			

Appendix 1I

Shall the ru	ling of the o	hair be sus	stained (AY	E means Res	olution 4	is in order)?
24 AYE - 77%	7 NAY - 23%	4 ABSTAIN	0 INVALID	0 DUPLICATE	35 total	
		Newell 1 Mark E. G Gunther 1 Adam Ma	logowski 1 Juan Ay agoon 1 Daniel Cast		James M. Dayton Mark Axinn 1	1 Robert Schuon 1 Len Morlock 1
Christopher Olenski 1 Angela Einwachter 1	Irwin Mark Weinblatt	Blay Tarnoff 1	Michael Rebmann 1 Keith Redhead 1	William Cody Anderson 1 Chance Haywood 1 Jar	Duane J. Whitmer	Jennifer O'Connor 1 Shawn DeGrand 1 Brian Wells 1
Matthew Guilianelli 1	E. Rose Leatherman 1	Jeffrey Denecke 1	Paul Grindle 1			

Appendix 1J

Shall we e	xtend to 5	:30pm?				
20 AYE - 69%	<mark>9</mark> NAY - 31%	5 Abstain	0 INVALID	5 DUPLICATE	39 total	
				Phelan 1 Andrew M. Kolster		Brian Wells 1
Steven G. Becker 1 Irwin Mark Weinblatt		Villiam Cody Anderson 1 Mark Axinn 1 L		ncis Law 1 Michael Rebman Glogowski 1 Justin Carman		
James M. Dayton 1 Matthew Guilianelli 1	Jeffrey Denecke 1 William K. Schmidt	Shawn DeGrand 1	Blay Tarnoff 1 Jame	Vandewalker 1 E. Rose Lea	therman 1 Paul Grind	le 1 Christopher Olenski 1

Appendix 1K

Shall we an	nend resolu	ition 4 by st	riking the	text in red?		
7 AYE - 29%	17 NAY - 71%	9 Abstain	0 INVALID	5 DUPLICATE	38 total	
				raiman 1 James M. Dayto		1 D'Connor 1
	Adam Magoon 1 Will	iam K. Schmidt 1 Ricl	nard Bell 1 Justin C	y Denecke 1 Keith Redhe arman 1 Blay Tarnoff 1	Matthew Guilianelli 1 Jame Vandewalke	
Angela Einwachter 1 Chance Haywood 1	Jonathan Gunther 1	Francis Law 1 Chris	stopher Olenski 1 L	ora L. Newell 1 Sean C. P	thelan 1 Paul Grindle 1 E. Rose Leathe	rman 1

Appendix 1L

Shall we ad	lopt resolut	ion 4?				
20 AYE - 65%	<mark>11</mark> NAY - 35%	4 ABSTAIN	0 INVALID	9 DUPLICATE	44 total	
Duane J. Whitmer 1 Juan Ayala 1 Mark		Adam Magoon 1 Rob				el Rebmann 5 Craig Shute 1
William K. Schmidt 1	Blay Tarnoff 1 Fran	cis Law 1 Lora L. Nev	vell 1 Mark Braima E. Rose Leatherman			nifer O'Connor 1 Chance Haywood 1
Jame Vandewalker 1		rey Denecke 1				

Appendix 1M

ihall we ext	tend by 10	minutes to	5:43pm?				
14 AYE - 52%	13 NAY - 48%	5 ABSTAIN	0 INVALID	3 DUPLICATE	35 total		
William Cody Anderson	1 Blay Tarnoff 1	William K. Schmidt 1	Jennifer O'Connor 1	Mark E. Glogowski 1 Michael Rebmann 3	Shawn DeGrand 1	Lora L. Newell 1 James M. Dayton 1	Richard Bell 1 Brian Wells 1