

**MINUTES OF THE EXECUTIVE COMMITTEE
OF THE LIBERTARIAN PARTY OF NEW YORK
HELD ON TUESDAY, APRIL 13, 2021 ON THE ZOOM MEETING APP**

MEMBERS PRESENT

William Cody Anderson, Chair
Anthony D'Orazio, 1st Vice-Chair
Duane J. Whitmer, 2nd Vice-Chair (arrived 9:06 p.m.)
Andrew M. Kolstee, Secretary
Lora L. Newell, Treasurer
Robert M. Arrigo, Member-At-Large
Gabrielle S. Cordova, Member-At-Large
Pietro S. Geraci, Member-At-Large
Paul M. Grindle, Member-At-Large (arrived 9:07 p.m.)
Richard F. Purtell, Member At-Large

OBSERVERS

Brian L. Wells, Judicial District 4
Christopher M. Olenski, Judicial District 6
James M. Dayton, Judicial District 7
Craig L. Colwell, Chemung County Vice-Chair
Mario Verna, Columbia County Treasurer

The meeting was called to order at 9:05 p.m. by William Cody Anderson, Chair. Andrew Kolstee conducted a roll call, and a quorum was present.

Motion by Andrew Kolstee to **waive reading and approve the minutes of the March 25, 2021 Meeting of the Executive Committee and the April 11, 2021 Meeting of the State Committee** was seconded by Duane Whitmer and passed unanimously without debate.

Motion by Andrew Kolstee to **waive reading and approve the amended minutes of the March 14, 2021 Meeting of the State Committee** was seconded by Lora Newell and passed unanimously without debate.

William Cody Anderson issued a Chair's report.

Lora Newell issued a Treasurer's report (**Exhibit 1**). Motion by Lora Newell to **approve a reimbursement of \$53.99 to William Cody Anderson for two mailings of Certificates of Authorization via FedEx** was seconded by Gabrielle Cordova and passed unanimously without debate.

Fundraising Committee Co-Chair Gabrielle Cordova issued a report. The committee is working on fundraising strategies for raising money at the in-person State Committee meeting, including sponsorships, as well as bringing in Anthony Pellegrino to help with fundraising, and focusing on using the goal of building more affiliates to raise money.

Public Engagement Committee Chair Anthony D'Orazio issued a report and a presentation on a quote for marketing services from Consort Marketing (**Exhibit 2**).

Motion by Anthony D'Orazio **to allocate the expenditure of seven thousand two hundred dollars (\$7,200) for the purchase of marketing services with Consorte Marketing for thirty-six (36) Wire Distributions and Email Distributions for a period of six (6) months** was seconded by Richard Purtell, debated, and failed by voice vote.

Motion by Anthony D'Orazio **to allocate the expenditure of four thousand fifty dollars (\$4,050) for the purchase of marketing services with Consorte Marketing for eighteen (18) Wire Distributions and Email Distributions for a period of three (3) months** was seconded by Robert Arrigo and debated.

Motion by Pietro Geraci **to postpone discussion to the next meeting of the Executive Committee pending further consultation with Consorte Marketing and pricing from other marketing firms** was seconded by Lora Newell and passed 7-2 after a roll call vote, with Duane Whitmer, Andrew Kolstee, Lora Newell, Robert Arrigo, Gabrielle Cordova, Pietro Geraci, and Richard Purtell voting in favor and Anthony D'Orazio and Paul Grindle voting against.

Local Affiliate Development Committee Chair Robert Arrigo issued a report in writing (**Exhibit 3**).

Rules Committee Chair Paul Grindle issued a report in writing (**Exhibit 4**).

Legislative Affairs Committee Chair issued a report in writing (**Exhibit 5**)

IT Committee Chair Andrew Kolstee issued a report in writing (**Exhibit 6**).

Andrew Kolstee issued a report on the status of the certification of County Affiliates in accordance with Article 9.2.3. of the Rules of the Libertarian Party of New York (**Exhibit 7**). Motion by Andrew Kolstee **to certify that the County Organizations in Chenango and Suffolk Counties have met the criteria required in Article 9.2.3. of the Rules of the Libertarian Party of New York** was seconded by Richard Purtell and passed by voice vote.

Motion by Andrew Kolstee to **affiliate the County Organizations in Montgomery (Exhibit 8) and Putnam (Exhibit 9) Counties** was seconded by Pietro Geraci, debated, and passed unanimously by voice vote.

Motion by Andrew Kolstee to **appoint Philip Vecchio as County Contact of Rensselaer County** was seconded by Lora Newell, debated, and passed by voice vote.

Motion by Lora Newell to **allocate the expenditure of one thousand two hundred fifty (\$1,250) dollars to enter into a retainer agreement with Oliver Hall and authorize William Cody Anderson to sign the retainer agreement (Exhibit 10)** was seconded by Paul Grindle and passed unanimously by voice vote.

Motion by Lora Newell to **approve a reimbursement of \$100.00 to Michael Kuzma for filing legal paperwork** was seconded by Paul Grindle and passed unanimously by voice vote.

Motion by Lora Newell to **adjourn** was seconded by Gabrielle Cordova and passed unanimously without debate by voice vote.

The meeting was adjourned at 10:39 p.m.

Andrew Martin Kolstee,
Secretary

Exhibit 1

LPNY Treasurer's Report April 13, 2021

LPNY KEY BANK

Housekeeping Committee account balance as of 4.12.21: \$9,207.98

CC General account balance as of 4.12.21: \$19,003.27

Total cash on hand as of 4.12.21: \$28,211.05

Expenses for March:

Constant Contact: \$200.07

Grasshopper: \$33.25

Post Office Box Renewal: \$118.00

Total Expenses for March: \$783.22

Request for reimbursement:

Motion to reimburse Cody Anderson \$ 53.99 for Fedex Charges

Fundraising results for March \$2,735.85

Respectfully submitted,

Lora Newell

Treasurer

Exhibit 2 (page 1 of 3)

Consorte Marketing, Inc.

24825 Northern Blvd Ste 1J Rm 369

Little Neck, NY 11362

dennis@consortemarketing.com



Libertarian Party of New York Price List: Press Release Distribution

LPNY will write the press releases in-house. This price list is for distribution only. Based on the estimate of 1-2 PRs per week (6 per month), we're offering distribution blocks of 18 or 36 press releases for approximately 3 or 6 months of service, respectively. Credits expire after 1 year.

LPNY should provide the following information for each press release that we distribute:

- Written content with up to 3 embedded links
- Up to 5 image files: send individual files rather than embedding them in the content. One should be a logo. Include text for captions.
- Up to 1 video to embed (Youtube link)
- Up to 1 website to embed (website URL)

Written content has the following requirements:

- Email Subject line: Up to 50 characters including spaces
- Title: Up to 120 characters including spaces, we recommended 80 or fewer characters
- Subtitle/Summary: Up to 160 characters including spaces
- City, State, Country: (e.g., Rochester, New York, United States)
- Indicate whether for immediate release, or scheduled for a future date and time (ET)
- Styled content
 - Maximum 2,500 words including spaces, we recommend 600 or fewer.
 - The wire service **only accepts plain text**, other than links. We can't include headings, bold, or other styling. We *can* fake bulleted lists using hyphens
 - Up to 3 hyperlinks
- Embedded quote + author
 - Up to 200 characters for quote + 75 characters for author name
 - shown in larger text than the rest of the content
 - You can include other quotes in the styled content above, but they will not appear as uniquely formatted text
- Contact Information
 - Full Name
 - Organization Name
 - Phone
 - Email Address (to send from your domain we need 1-2 days for set-up, no charge)
 - Facebook URL
 - Twitter URL
 - LinkedIn URL

Exhibit 2 (page 2 of 3)

Consorte Marketing, Inc.

24825 Northern Blvd Ste 1J Rm 369

Little Neck, NY 11362

dennis@consortemarketing.com



Reporting

Basic reporting is delivered within one week of syndication of each release and includes the following information:

- Wire: Link to report of all media outlets that confirmed publishing the PR with links to the articles on their websites
- Email: total sent, total opened, open rate, click-thru rate (usually there are very few click-thrus; if they are interested they will usually just contact you)

PR Distribution Services Offered

Service	Description
Press Release Wire Distribution	<ul style="list-style-type: none">• May include up to 5 images and 1 video provided by LPNY• Syndicated to approximately 75-100 digital publications• Syndicated to 4 news databases including: LexisNexis, Naviga, ExpertClick, and MenaFN
Press Release Email Distribution	<ul style="list-style-type: none">• Flat rate for set-up + up to 3,000 recipients per email• Keyword-driven lists available. There is usually overlap in journalists across lists. Recipient count is the net amount of emails sent as one per journalist. Current lists include journalists in the US who have written articles in the last 6 months that contain the following keywords:<ul style="list-style-type: none">◦ Libertarian / 1385 recipients◦ Small Business / 1067 recipients◦ New York / 3420 recipients◦ Politics / 2617 recipients◦ CBD / 694 recipients◦ PTSD / 584 recipients◦ Cannabis / 1689 recipients• We can build more lists based on keyword targets. It generally takes a week to build a list. Examples of lists we can/are building:<ul style="list-style-type: none">◦ Criminal justice / 3467 recipients in US, or 537 recipients in NY only◦ Second amendment / 1,098 in US, 177 NY only◦ Law / 16,119 in US, 2,931 NY only◦ Biden / 12,673 in US, 2,556 NY only◦ Cuomo / 2,430 in US, 1,038 NY only• I don't think you need more than 3,000 recipients per email. But if you want to send more, then we can add on blocks of 18,000 or 36,000 emails. For example, if you buy a block of 18 press releases + a block of 18,000 emails, then instead of 3,000 recipients per email, you can get up to 4,000 each if they're distributed evenly. Or, you can mix and match.

Exhibit 2 (page 3 of 3)

Consorte Marketing, Inc.
24825 Northern Blvd Ste 1J Rm 369
Little Neck, NY 11362
dennis@consortemarketing.com



Pricing

Service	Quantity	Rate	Amount
Wire Distribution	18	\$165	\$2,970
	36	\$150	\$5,400
Email Distribution (up to 3000 recipients)	18	\$115	\$2,070
	36	\$100	\$3,600
Block of additional emails	18,000	\$0.01	\$180
	36,000	\$0.0075	\$270
Press Release Combo (Wire + Email)	18	\$225	\$4,050
	36	\$200	\$7,200

Exhibit 3

Affiliate Development Committee Report

4.11.21

The Affiliate Development Committee has been working hard to build our organization throughout NYS.

We are currently working toward our fourth monthly county leaders training, April 13th at 7pm. During this time, we train our county leaders about how to be effective in politics, build an organization and make legislative change locally.

Our committee also does monthly county contact meetings where we help new contacts navigate the process to develop their county into an affiliate organization.

Since the last state committee meeting the NYS libertarian party can boast following additions:

- 1 new County Affiliate (Dutchess)
- 2 County Affiliates pending official vote (Montgomery and Putnam)
- 9 current County Contacts were appointed this year so far (Cayuga, Herkimer, Jefferson, Niagara, Oswego, Seneca, Steuben, Tompkins, and Wyoming)

Finally, we have developed a Party Resources website and have continued to add new valuable content on a regular basis. Most recently we have added an Independent nomination guide and Independent Nomination Petition Template to the resources page.

The Party Resources page is a valuable resource for all county leaders, and I would strongly encourage anyone interested, visit the page and utilize the collective knowledge placed there to make your local organization stronger and better.

-Rob Arrigo

Affiliate Development

Exhibit 4

**REPORT OF THE RULES COMMITTEE
OF THE LIBERTARIAN PARTY OF NEW YORK
APRIL 13, 2021**

Previous Work

We had adopted 18 rules amendment proposals as of our last report to the State Committee, leaving 19 left.

Current Work

We passed 8 rules proposals at our last meeting, leaving 11 proposals remaining. We should finish those off at our April 20th regularly scheduled meeting. Work on the judicial committee proposal will begin as soon as it is transmitted to our committee.

Public Hearing and Mailing

Our first public hearing of currently passed motions will likely take place sometime next month, to be determined at our next Rules Committee meeting.

Amendment Suggestions

Please send any and all rules questions, suggestions, ideas, or full proposals to either me or our heroic Secretary Kolstee, or to any of the committee's members. We would love to incorporate your proposals into our report so you don't have to arrange for the mailing and discussion on your own, unless of course you wish to.

Exhibit 5 (page 1 of 3)

April 11, 2021

**Libertarian Party of New York
Legislative Affairs Subcommittee
April 2021 Report**

Function of subcommittee: The function of this committee is to advocate for or against STATE government legislation for the state of New York. We promote good ideas/bills and try to thwart bad ideas/bills in state government.

Committee members:

- Tom Quiter
- Tim O'Connor
- Lyza Feint
- Eric Cooper
- Chris Olenski
- Jim Dayton
- Paul Grindle
- William Van Helmond

Update since March:

Education measures:

- Large expansion of spending for public education in the state budget demonstrates the extreme power of NYSUT.
- Still a chance to see "fair play" bill which allows children in homeschooling/private schooling settings to participate in local public school district sports, at the discretion of the local public school.

Ballot access:

- Still a long term goal of on-line petitioning for 2022, will speed this up in July when the spring legislative session is over.

Surplus Proceeds theft update:

- After our last meeting, members in Suffolk county wanted to engage on this topic. William Van Helmond joined the committee.
- Lee McGrath, managing attorney with the Institute for Justice, directed us to Jaimie Cavanaugh this past week to address the extreme problems in Suffolk county likely through litigation vs. legislative action.
- Eric Cooper located bill S3130 which would increase requirements for courts to notify property owners of their rate to obtain surplus proceeds after a tax auction or mortgage foreclosure. We are recommending support of this bill.
- Many questions still to be answered about the size and scope of the problem, whether defects are predominantly in the state laws we have, or whether more a matter of enforcement.

Exhibit 5 (page 2 of 3)

Business/liability issues:

- Labor Law 240/241 AKA “The Scaffold Law” still a high priority for our team.
- Expecting a meeting focused upon this with Tom Stebbins, executive director of the Lawsuit Reform Alliance of New York, on April 19th.
- A Democrat senator in a competitive district with many local small business interests would be the ideal legislator to bring on board.

Waste Management:

- Bill S1185 develops an “extended producer responsibility” practice. This concept is growing around the US and certainly a threat in New York.
- Some county and municipal solid waste directors are pushing this. They could be trying to get the taxpayers off their back for rising costs for garbage disposal and recycling pickup.
- Where EPR has been put to use, little change in packaging/waste has been demonstrated. The concept cuts consumers out of the loop and makes them less aware of costs.
- We should educate people about the failures of the federal Jones Act and how that has strong negative impacts upon value and shipping costs for recycled materials, including scrap metal. Correcting a bad federal policy here could help stave off bad state policy.

Lockdown/health issues:

- The committee worked hard to get A2681 killed in committee. It appears this bill has been stalled, a fortunate outcome given the NYS Senate version S1034 passed by a wide margin.
- This committee and actions of Cody Anderson and Tony D’Orazio jumped onto governor Cuomo’s “Excelsior Pass” system as having big concerns with privacy.
- Colleges are starting to jump on the bandwagon to require students to receive a COVID-19 vaccine prior to the fall semester, and they mostly seem to offer a religious exemption. It’s outside of the scope of our committee to do anything with this unless state government intervenes in some manner.

Marijuana Legalization:

- The bill passed but it’s chock full of problems with cronyism and potential to still inhibit the rights of marijuana users, such as to lose their pistol permit chances.
- We will work to create connections with the Drug Policy Alliance.

Exhibit 5 (page 3 of 3)

Social/Criminal Justice:

- Much of the focus of the committee to date has been to try to improve economic conditions. As we get past the spring legislative session, we need to expand into social/criminal justice topics.
- Lyza Feint in Tompkins county will track the ambitious efforts of the City of Ithaca to implement a novel approach with 911 dispatch, whereby for some calls it will not be an armed officer sent first on scene.
- Chris Olenski to monitor S3464 "Failure to retreat" bill which we oppose. Also the S1144/A5576 bills related to reducing automatic parole suspension over minor technical violations.

We had a streamed meeting on March 31st and looks like the next one will be April 19th at 8:30 PM. The 19th will be a meeting focused upon the Scaffold law.

Respectfully submitted
Rich Purtell, Chair, Legislative Affairs Subcommittee

Exhibit 6 (page 1 of 2)

REPORT OF THE IT COMMITTEE OF THE LIBERTARIAN PARTY OF NEW YORK FOR THE EXECUTIVE COMMITTEE MEETING OF APRIL 13, 2021

WEBSITE

BLOG. I am constantly making sure that our press releases and e-mails are on the blog on the website.

COUNTY PAGES. Several county pages (Albany, Cayuga, Chemung, Dutchess, Herkimer, Jefferson, Montgomery, Niagara, Orange, Orleans, Oswego, Putnam, Queens, Saratoga, Steuben, Tioga, Tompkins, Westchester, and Wyoming) have been updated as far as information I currently have on their officers and/or County Contacts.

OTHER PAGE UPDATES. Updated pages include: Elected Officials (generated by the CiviCRM), Candidates (generated by the CiviCRM), and Leadership. See the page audit later in this report for an audit of the pages on the LPNY website.

E-MAILS LISTED. Several State Committee members and County leaders still only have a personal e-mail address listed on the website, although it is recommended that we do not place personal emails on the website for security purposes. It is highly recommended that all state and county leaders get an LPNY email address.

PARTY RESOURCES PORTAL. This page is updated at least weekly on Tuesdays.

CONSTANT CONTACT

IMPORTS. On March 23, 2021, 5,947 contacts were imported from the National Data Dump list (581 new, 5,366 updated). On March 30, 2021, 8,295 contacts were imported from the CiviCRM database (35 new, 8,260 updated). On April 4, 2021, 8,750 contacts were imported from the CiviCRM database (303 new, 8,447 updated). This includes an import of the Jo Jorgensen data. On April 13, 2021, 9,025 contacts were imported from the CiviCRM database (16 new, 9009 updated).

LISTS. I have added an "Election District Delegates" list just in case and may add a "Volunteer" list in the future, as we prepare to have future communications for working on more tasks.

LPNY E-MAILS

It is recommended that all LPNY officials use an LPNY.org e-mail address. All 10 members of the Executive Committee have an LPNY e-mail address, while 36 out of 60 (60%) of all State Committee members have an LPNY e-mail address. Contact me if you want/need an LPNY.org e-mail address.

PLATFORM FOR COMMUNICATION

Ever since the end of the LPNY Yahoo Groups, we have not had a consistent platform for communication between LPNY state and county leaders. We have a Slack Account, Discord Server, and a series of Facebook Messenger chats. The IT Committee will be looking into a better alternative to these to better streamline communication amount LPNY state and county leaders across the state.

Exhibit 6 (page 2 of 2)

GRASSHOPPER

When calling the LPNY, the script is as follows: *"Thank you for calling Libertarian Party of New York. If you know your party's extension, please enter it now or press 8 for the name directory. For Fundraising, press 1. For Elections and Campaigns, press 2. For Communication and Media Relations, press 3. For Chapter Development, press 4. For all other inquiries, press 0 and the next available representative will assist you."* This should probably be updated at some point since affiliates are not called chapters anymore and perhaps individual titles should be in the recording.

WEBSITE PAGE AUDIT

As recommended by Andy Burns, in December 2020, I began conducting an audit of all pages on the LPNY website. There were 124 pages on the website at the beginning of the audit. Of these, 112 were published, 6 were drafts, and 6 were private. I take a "snapshot" of the website every so often for the historical archives. This involves using an application to extract all the pages in HTML format, essentially creating a "snapshot" in time. When archiving, I will export a page as a PDF and then extract the information and move it to LPedia.

The following pages I am in the process of archiving and they have been converted to draft:

- 2016 Candidates
- 2017 Candidates
- 2018 Candidates
- 2018 LPNY Convention
- 2018 Petitioning Portal ¹
- 2020 Important Dates
- Capital District
- Giving Tuesday 2019
- Hudson Valley
- Vice Chair Vacancies

¹ We can keep this as we may need a variant of it in the future.

The following pages I am investigating their purpose and origin:

- 2974-2
- Action
- Ballot Drive 2018
- Redirect
- Test
- Updates
- Volunteer Application

GOOGLE WORKSPACE ACCOUNT

I am continuously adding LPNY documents to this Google Drive account. Access to certain folders is dependent on members' committee positions and assignments.

YOUTUBE

A profile image and channel banner art has been added to the LPNY YouTube Channel.

Andrew Martin Kolstee
Chair, IT Committee, Libertarian Party of New York
April 13, 2021

Exhibit 7 (page 1 of 4)

REPORT OF THE SECRETARY OF THE LIBERTARIAN PARTY OF NEW YORK IN REGARD TO CERTIFICATION OF COUNTY AFFILIATES APRIL 13, 2021

On May 24, 2020, the Interim State Committee of the Libertarian Party of New York amended the Rules of the Libertarian Party that prevented Interim County Organizations from ceasing to exist on May 31, 2020. Instead, Interim County Organizations became County Organizations on June 23, 2020. This was part of the Rules of the Libertarian Party of New York adopted by the State Committee on September 26, 2020.

Because the amended Rules of the Libertarian Party required that counties hold regular meetings at least quarterly and that their rules provide for the election of officers, several counties were required to update their rules to comply with the new requirements. As a result, all counties are given a deadline of March 31, 2021 (previously March 1, 2021) to meeting the following criteria:

- 1) a provision in the rules for at least quarterly meetings (Article 9.2.3.2)
- 2) a provision in the rules for the election of officers (Article 9.2.3.1)
- 3) an election of officers held between June 23, 2020 and March 31, 2021 (Article 9.2.3)

Later in this report, there is a list of documents that are missing on file with the Secretary. If you have any of these documents, please provide them.

A. STATUS OF CERTIFICATION

In order for the Executive Committee to consider the certification of County Affiliates, the following documents must be submitted to the Secretary:

- A copy of the County Organization's latest rules.
- Minutes from the county's meeting in which officer elections were held since June 23, 2020.

1. CERTIFIED COUNTIES. A total of 23 out of 31 County Affiliates have been officially certified (**Albany, Chautauqua, Chemung, Columbia, Erie, Fulton, Kings, Madison, Monroe, Nassau, New York, Onondaga, Orange, Orleans, Otsego, Queens, Richmond, Saratoga, Schoharie, Tioga, Ulster, Wayne, and Westchester**). The remaining 21 County Affiliates are not yet certified.

2. MEETINGS PROVISION. 5 out of the 8 remaining counties (**Broome, Chenango, Ontario, Rensselaer, and Suffolk**) have a provision in their rules for holding at least quarterly meetings of either the County Committee or the Executive Committee.

- 1 county (**Bronx**) has a provision for "4 meetings per year," but that does not meet the "quarterly" criteria required in the State Party Rules.
- 1 county (**Cattaraugus**) does not have a provision for holding regular meetings.
- 1 county (**Genesee**) has not provided a copy of their rules.

Exhibit 7 (page 2 of 4)

3. **OFFICER ELECTIONS PROVISION.** 3 out of the 8 remaining counties (**Broome, Chenango, and Suffolk**) have met the criteria for having a provision in their rules for electing officers. Other counties will need to amend their rules to comply with this requirement:

- 4 counties (**Bronx, Cattaraugus, Ontario, and Rensselaer**) have a provision for an election of officers, but only at an organizing meeting, which is to be held within 20 days after the primary and elected by the elected County Committee, which is not possible for a County Organization, as they were not elected at a primary. All 6 of these counties use the Monroe Template, which is only useful if the counties are a constituted County Committee.
- The rules of the remaining County Affiliate (**Genesee**) are not on file with the Secretary, so I do not know whether or not they are in compliance with the State Party rules. I do have a draft copy of their rules, but not the copy of the rules that were adopted.

4. **ELECTION OF OFFICERS.** Since June 23, 2020, 3 of the remaining 8 County Affiliates have held an election of officers: **Broome, Cattaraugus, and Suffolk**. The following counties must hold an election of officers between June 23, 2020 and March 31, 2021:

- **Broome** County held their election of officers, but it is incomplete.
- **Cattaraugus** County held their convention, but no minutes have been provided in regard to any officer election results.
- The status of an election of officers of the remaining 4 counties is unknown. I have no record of any of these counties holding an election of officers since June 23, 2020 or no record of any indication of a convention to be held before the March 31, 2021 deadline: **Bronx, Genesee, Ontario, and Rensselaer**.

B. SUMMARY. A total of 2 of the 8 remaining County Affiliates have met the criteria to be certified per Article 9.2.3. (**Chenango and Suffolk**). Both counties (**Chenango and Suffolk**) have provided proper documentation and are eligible to be certified. The remaining 6 counties failed to ensure that their rules are in compliance and that they hold an election of officers by March 31, 2021. The counties that failed to be certified are **Broome, Bronx, Cattaraugus, Genesee, Ontario, and Rensselaer**.

Exhibit 7 (page 3 of 4)

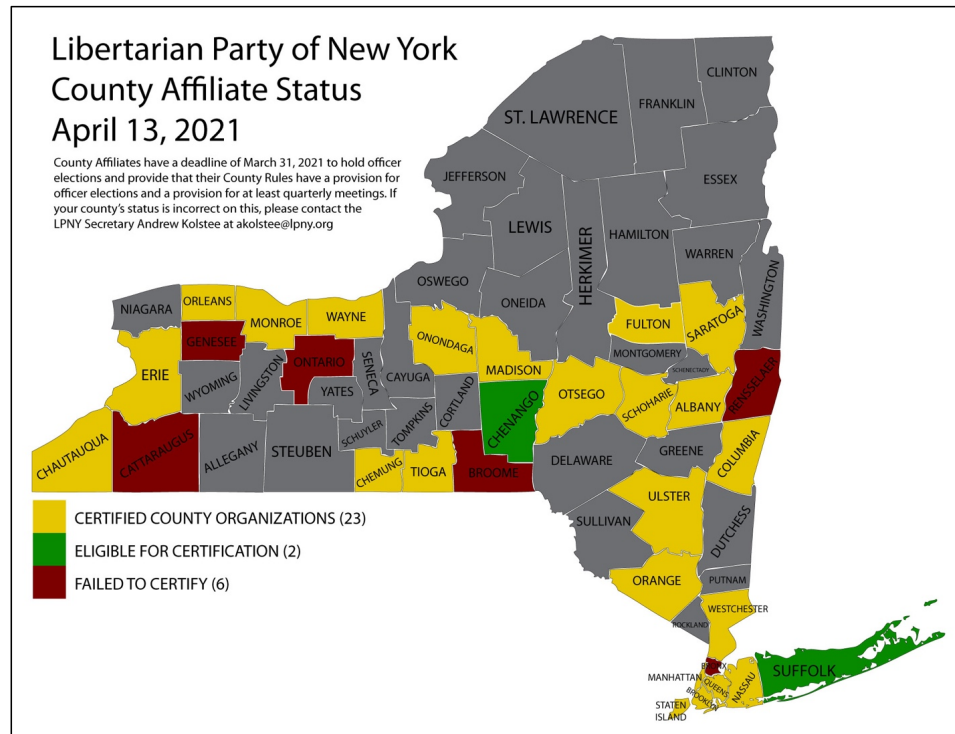


Exhibit 7 (page 4 of 4)

C. MISSING DOCUMENTATION

When County Affiliates were first organized as Interim County Organizations, the following criteria were required to provide their rules, minutes from their organizing convention, and the list of attendees and their addresses as they appear in the voter rolls. This documentation was supposed to be kept on file, but many of the documents are missing. I have reached out to the previous Secretary and the previous chair of the Local Affiliate Development Committee, as well as several counties, and I have collected as many documents as I could, but these there are several documents still missing.

The following is a summary of the missing documents from the 2019 or 2020 organization meetings:

Albany County List of Attendees of June 16, 2019	Niagara County Minutes of April 6, 2019
Broome County List of Attendees of August 15, 2019	Niagara County List of Attendees of April 6, 2019
Chenango County List of Attendees of October 10, 2019	Ontario County Minutes of July 9, 2019
Columbia County Minutes of December 4, 2019	Ontario County List of Attendees of July 9, 2019
Columbia County List of Attendees of December 4, 2019	Orleans County Minutes of September 16, 2019
Erie County Minutes of April 27, 2019	Otsego County Rules of June 26, 2019
Erie County List of Attendees of April 27, 2019	Otsego County Minutes of June 26, 2019
Fulton County Minutes of August 20, 2019	Otsego County List of Attendees of June 26, 2019
Fulton County List of Attendees of August 20, 2019	Queens County Rules of June 18, 2019
Genesee County Rules of May 14, 2019	Queens County Minutes of June 18, 2019
Genesee County Minutes of May 14, 2019	Queens County List of Attendees of June 18, 2019
Genesee County List of Attendees of May 14, 2019	Rensselaer County List of Attendees of June 15, 2019
Madison County List of Attendees of January 11, 2020	Richmond County Minutes of February 9, 2020
Monroe County List of Attendees of May 2, 2019	Richmond County List of Attendees of February 9, 2020
Nassau County List of Attendees of June 13, 2019	Saratoga County List of Attendees of June 16, 2019
New York County Rules of September 11, 2019	Westchester County List of Attendees of April 28, 2019
New York County List of Attendees of September 11, 2019	

If your county is listed above and you have the documentation, please send it to akolstee@lpny.org

D. ADDITIONAL PROVISIONS FOR 2022. On January 23, 2021, the State Committee voted to approve amendments to the Rules of the Libertarian Party that created a new certification process for counties to ensure their compliance with Election Law and readiness for the future. This certification process deadline is due on March 31, 2022, and counties will be required to do the following, in addition to what is outlined in this report. See Article 9.2.4 for details.

- Have a provision in the rules for the election of officers. (see Article 9.3.2.1)
- Have a provision in the rules for holding at least quarterly meetings of the County Committee. Previously, counties were only required to have a provision for quarterly meetings of either the County Committee or the Executive Committee. (see Article 9.3.2.2)
- Have provisions in the rules that are compliance with Article 9.4 of the Rules (see Article 9.3.2.3) which is to define voting members as those who are 1) enrolled Libertarians and 2) elected or appointed election district delegates.

Andrew Martin Kolstee
Secretary, Libertarian Party of New York

Exhibit 8 (page 1 of 3)

REPORT OF THE LOCAL AFFILIATE DEVELOPMENT COMMITTEE OF THE LIBERTARIAN PARTY OF NEW YORK REGARDING THE QUALIFICATIONS FOR THE AFFILIATION OF THE COUNTY ORGANIZATION IN MONTGOMERY COUNTY APRIL 13, 2021

INTRODUCTION

On March 8, 2021, Libertarians in Montgomery County held a convention in order to form a County Affiliate.

SUMMARY

- 1. QUORUM - CRITERIA MET.**
- 2. CONVENTION - CRITERIA MET.**
- 3. COUNTY RULES - CRITERIA MET.**
- 4. ELECTIONS - CRITERIA MET.**
- 5. NOTIFICATION - CRITERIA MET.**
- 6. PROVIDED DOCUMENTATION - CRITERIA MET.**

QUALIFICATIONS

Article 9 of the Rules of the Libertarian Party of New York cover County Affiliates covers the qualifications.

1. QUORUM

Article 9.2.1 states:

9.2.1. **GENERAL.** In any county where an insufficient number of Election District delegates were elected to form a County Committee, a County Organization may be formed and affiliated in those counties when a convention is held to adopt county rules consistent with Article 9.2 and elect officers. Quorum at the convention shall be 3% of the enrolled Libertarians residing in the county or nine (9), whichever is less, but no convention shall be considered valid unless at least four (4) enrolled Libertarians residing in the county are present.

Review: In the case of Montgomery County, quorum was 4. According to documents provided, 5 enrolled Libertarians were in attendance; Montgomery County thus meets this requirement.

Exhibit 8 (page 2 of 3)

2. CONVENTION

Article 9.3.1 states:

9.3.1. **CONVENTION.** A convention, organization meeting, or special meeting held in accordance with Article 9.2.1. The convention may be held in-person, by video conference, or a combination thereof.

Review: The minutes of the March 8, 2021 convention among Libertarians in Montgomery County were provided; Montgomery County meets this requirement.

3. COUNTY RULES

Article 9.3.2 states:

9.3.2. **COUNTY RULES.** The adoption of County Rules at said convention, organization meeting, or special meeting which contain the following provisions:

9.3.2.1. **ELECTION OF OFFICERS.** A provision for the election of officers elected through single non-transferable votes to be held no less than once every two years.

9.3.2.2. **QUARTERLY MEETINGS.** A provision in the county rules for meetings of the full County Committee to be held no less often than once per quarter, open to all county members and announced as provided in Article 6.11. of these rules.

9.3.2.3. **OTHER PROVISIONS.** All other provisions in the county rules must be consistent with Article 9.4.

Review: The convention held on March 8, 2021 adopted the County Rules Template without amendments, which meets all the criteria set forth in Article 9.3.2.

4. ELECTION OF OFFICERS AND ELECTION DISTRICT DELEGATES

Article 9.3.3 states:

9.3.3. **ELECTION OF OFFICERS.** An election of Election District Delegates and officers of the County Committee.

Review: The convention was held on March 8, 2021 elected election district delegates and 3 out of 4 officers. The election of Stephanie Cuomo as Vice-Chair at the April 5, 2021 meeting completed the election of officers which meets all the criteria set forth in Article 9.3.3.

Exhibit 8 (page 3 of 3)

5. NOTIFICATION

Article 9.3.4 states:

9.3.4. **NOTIFICATION.** Notice of the convention must be made to all enrolled Libertarians in the county by one or more of the following options.

9.3.4.1. The first notice is to be sent to the mailing address, email address, and/or telephone number on record at the County Board of Elections. The expense of mailing can be reduced by sending a notice by telephone. The first notice must also include a clear statement of how notice of subsequent meetings will be provided.

9.3.4.2. Subsequent notification shall be sufficient if it is posted on the County Organization's Facebook page.

Review: The minutes indicate that proper notice was given, which meets the criteria as set forth in Article 9.3.4.

6. DOCUMENTATION

- **SUBMITTED - Minutes of the Convention**
- **SUBMITTED - List of convention attendees and addresses**
- **SUBMITTED - List of Election District Delegates**
- **SUBMITTED - Copy of the adopted County Rules;** recommended changes:
 - Make all text black.
 - Correct date of adoption of County Rules to March 8, 2021, including header and footers on each page.
 - Fill in "Montgomery" in Article 3.4.2.4
 - Remove "<" and ">" which were used as placeholders in the template.
- **SUBMITTED - List of elected officers and their contact information (email/phone)**

SUMMARY OF RECOMMENDATIONS

All requirements for affiliation have been met by the enrolled Libertarians in Montgomery County that met in a convention on March 8, 2021 for the purpose of forming a County Organization. It is recommended that the amendments to the County Rules document be made as well.

Exhibit 9 (page 1 of 3)

REPORT OF THE LOCAL AFFILIATE DEVELOPMENT COMMITTEE OF THE LIBERTARIAN PARTY OF NEW YORK REGARDING THE QUALIFICATIONS FOR THE AFFILIATION OF THE COUNTY ORGANIZATION IN PUTNAM COUNTY APRIL 13, 2021

INTRODUCTION

On March 23, 2021, Libertarians in Putnam County held a convention in order to form a County Affiliate.

SUMMARY

- 1. QUORUM - CRITERIA MET.**
- 2. CONVENTION - CRITERIA MET.**
- 3. COUNTY RULES - CRITERIA MET.**
- 4. ELECTIONS - CRITERIA MET.**
- 5. NOTIFICATION - CRITERIA MET.**
- 6. PROVIDED DOCUMENTATION - CRITERIA MET.**

QUALIFICATIONS

Article 9 of the Rules of the Libertarian Party of New York cover County Affiliates covers the qualifications.

1. QUORUM

Article 9.2.1 states:

9.2.1. **GENERAL.** In any county where an insufficient number of Election District delegates were elected to form a County Committee, a County Organization may be formed and affiliated in those counties when a convention is held to adopt county rules consistent with Article 9.2 and elect officers. Quorum at the convention shall be 3% of the enrolled Libertarians residing in the county or nine (9), whichever is less, but no convention shall be considered valid unless at least four (4) enrolled Libertarians residing in the county are present.

Review: In the case of Putnam County, quorum was 5. According to documents provided, 6 enrolled Libertarians were in attendance; Putnam County thus meets this requirement.

Exhibit 9 (page 2 of 3)

2. CONVENTION

Article 9.3.1 states:

9.3.1. **CONVENTION.** A convention, organization meeting, or special meeting held in accordance with Article 9.2.1. The convention may be held in-person, by video conference, or a combination thereof.

Review: The minutes of the March 23, 2021 convention among Libertarians in Putnam County were provided; Putnam County meets this requirement.

3. COUNTY RULES

Article 9.3.2 states:

9.3.2. **COUNTY RULES.** The adoption of County Rules at said convention, organization meeting, or special meeting which contain the following provisions:

9.3.2.1. **ELECTION OF OFFICERS.** A provision for the election of officers elected through single non-transferable votes to be held no less than once every two years.

9.3.2.2. **QUARTERLY MEETINGS.** A provision in the county rules for meetings of the full County Committee to be held no less often than once per quarter, open to all county members and announced as provided in Article 6.11. of these rules.

9.3.2.3. **OTHER PROVISIONS.** All other provisions in the county rules must be consistent with Article 9.4.

Review: The convention held on March 23, 2021 adopted the County Rules Template with amendments, which meets all the criteria set forth in Article 9.3.2.

4. ELECTION OF OFFICERS AND ELECTION DISTRICT DELEGATES

Article 9.3.3 states:

9.3.3. **ELECTION OF OFFICERS.** An election of Election District Delegates and officers of the County Committee.

Review: The convention was held on March 23, 2021 elected election district delegates and officers, which meets all the criteria set forth in Article 9.3.3.

Exhibit 9 (page 3 of 3)

5. NOTIFICATION

Article 9.3.4 states:

9.3.4. **NOTIFICATION.** Notice of the convention must be made to all enrolled Libertarians in the county by one or more of the following options.

9.3.4.1. The first notice is to be sent to the mailing address, email address, and/or telephone number on record at the County Board of Elections. The expense of mailing can be reduced by sending a notice by telephone. The first notice must also include a clear statement of how notice of subsequent meetings will be provided.

9.3.4.2. Subsequent notification shall be sufficient if it is posted on the County Organization's Facebook page.

Review: The minutes indicate that proper notice was given, which meets the criteria as set forth in Article 9.3.4.

6. DOCUMENTATION

- **SUBMITTED - Minutes of the Convention.**
- **SUBMITTED - List of convention attendees and addresses**
- **SUBMITTED - List of Election District Delegates**
- **SUBMITTED - Copy of the adopted County Rules**
- **SUBMITTED - List of elected officers and their contact information (email/phone)**

SUMMARY

All requirements for affiliation have been met by the enrolled Libertarians in Putnam County that met in a convention on March 23, 2021 for the purpose of forming a County Organization.

Exhibit 10 (page 1 of 2)



April 13, 2021

Libertarian Party of New York
Anthony D'Orazio
Larry Sharpe
Green Party of New York
Gloria Mattera
Peter LaVenita

Re: *Libertarian Party of New York v. New York State Board of Elections*, No. 1:20-cv-05820 (S.D.N.Y.): Engagement for Preliminary Injunction Hearing

Dear Libertarian Party of New York, Anthony D'Orazio, Larry Sharpe, Green Party of New York, Gloria Mattera and Peter LaVenita:

On behalf of the Center for Competitive Democracy ("CCD"), a non-partisan, non-profit 501(c)(3) organization in Washington, D.C., I agree to represent you on a limited basis in the above-referenced action. Specifically, I will seek admission *pro hac vice* and appear on your behalf at the April 28, 2021 hearing on your pending Motion for Preliminary Injunction. Although you will have counsel of record present, I agree to serve as lead counsel for purposes of arguing your case.

In this case, you are challenging the constitutionality of certain provisions of New York election law. You are represented by competent counsel, who drafted and filed your Complaint and Motion for Preliminary Injunction without my involvement. We therefore agree that I will attempt to obtain the relief requested in those filings at the April 28th hearing, but I shall not be obligated to continue representing you following the conclusion of that hearing. In particular, I shall not be obligated to represent you should there be an appeal of the Court's order on your Motion for Preliminary Injunction, or if you wish to file such an appeal, nor shall I be obligated to represent you in any subsequent proceeding in the District Court, including but not limited to proceedings relating to summary judgment or trial.

I have agreed to represent you under the foregoing terms for a reduced fee of \$2,500.00. I anticipate that my limited representation under such terms will require at least 25 hours of work, including review of the relevant pleadings and filings, review of the relevant statutes and case law, preparation for the hearing and attending the hearing. I will make every effort to obtain a favorable result, but I make no representations regarding the likelihood that you may prevail on your Motion for Preliminary Injunction or on any claim in your Complaint.

Even though I will provide my services at a reduced rate, there is a federal fee-shifting statute, 42 U.S.C. § 1988(b), which allows prevailing parties to recover attorney's fees and litigation costs from the losers. Hence, if you win, you will be entitled to recover an amount equal to what it would have cost had I charged you a fair market rate for my services, and for the costs of the lawsuit. By signing this letter agreement, you agree to assign your rights under 42 U.S.C. § 1988(b) to CCD for that portion of time that I worked on your case, so that CCD can collect (and

CENTER FOR COMPETITIVE DEMOCRACY • P.O. BOX 21090 • WASHINGTON, D.C. 20009 • 202-248-9294

Exhibit 10 (page 2 of 2)

Libertarian Party of New York, et al.

April 13, 2021

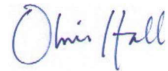
Page 2 of 2

keep) any attorney's fees that are won from the defendants as compensation for that time. You and your attorneys retain the right to seek attorney's fees for the time that they worked on the case.

If you agree to the terms I have spelled out in this letter, please sign at the bottom and return the original to me. My signature below indicates my agreement to such terms. Keep the copy for your records.

Dated: April 13, 2021

Sincerely,



Oliver B. Hall

Libertarian Party of New York

Anthony D'Orazio

Larry Sharpe

Green Party of New York

Gloria Mattera

Peter LaVenja