

From: Sean L. Goward  
Former Chair  
Libertarian Party of Delaware

To: Susan Hogarth  
Representative (Region 5)  
Libertarian National Committee

Mrs. Hogarth,

Per our discussion earlier today, I wanted to set down in writing some objective thoughts regarding the recent activities of certain members of the State Board of the Libertarian Party of Delaware.

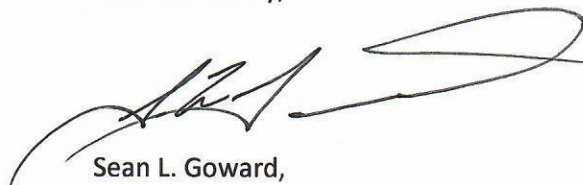
1. Bylaw 4 of the original Articles of Association (AoA) was proposed, voted on and enacted by the body of the 2018 State Convention of the Libertarian Party of Delaware. This bylaw was changed by the State Board during a special meeting to allow for the removal of three members of the Board elected at the 2021 Convention. This Bylaw enacted a 4/5<sup>th</sup> requirement for a board to remove one of its own members.
2. Bylaw 3, Subpart B of the original AoA states: "Conventions and State Board meetings shall be conducted in accordance with Robert's Rules of Order (RONR) except where superseded by these Articles and Bylaws.
3. RONR, Chapter XVI, §49, 49:7 states: "In any event, no action of the board can alter or conflict with any decision made by the assembly of the society, and any such action of the board is null and void. [...]"
4. RONR, Chapter XVIII, §56, 56:41 further states: "A board may never alter a decision of the society's assembly (and an executive committee may never alter a decision of either the assembly or the board), even by a motion to *Rescind* or *Amend Something Previously Adopted* or by adoption of a proposal which has been rejected, unless expressly authorized by the superior body of by the bylaws.
5. Even though Bylaw 5, Subpart A states that the bylaws may be amended by a simple majority of the board, the lack of specificity required by RONR, the principle in RONR that the Board is subordinate to the Convention, and the explicit intent of RONR that the Board cannot contravene the will of the body, prohibits the actions taken on 1 October 2021, and any subsequent actions.
6. The same principles above also nullify the illegal change to AOA Article VII, stating that "Members must also be approved by a majority of the State Board and may be approved on a temporary or permanent basis."

I understand that the LNC is in a precarious position as it aligns with the value held by previous LPD Boards, that County chapters are independent of the State, and that the State is independent from the National Party, and that it would be improper for the LNC to interfere with the business of a State Affiliate. That being said, the elected representatives of every organization have a responsibility to protect its members. In one fell swoop, these bad actors, claiming to be the State Board of the Libertarian Party of Delaware have attempted to revoke the membership of 2,161 registered Libertarians as well as 69 Sustaining Members of the National Party. The blatant and public actions of these individuals have demonstrated a deliberate intent to fraudulently deprive its own members of rights recognized by the AoA. I stand with Mr. Hinds and Dr. LePore in asking the LNC to recognize the legitimate Board of the LPD through the administrative processes available to the LNC staff, and honor the results of the multiple disciplinary processes currently underway in Kent and New Castle counties. I would further ask that the LNC consider a few other options:

1. Suspending membership for cause for the five individuals involved, and prohibiting them from being credentialed as delegates for any state at the 2022 National Convention, pending the conclusion of local disciplinary processes.
2. Provide a letter of recognition of Mr. Bill Hinds and Mr. Dylan Griffith as Chair and Secretary Pro Tem respectively, addressed to the Delaware Commissioner of Elections as well as the Delaware Board of Elections. This will be necessary to assist in preventing confusion regarding the nomination of candidates and filing appropriate Certificates of Nomination.
3. Asking Oliver Hall to act in his capacity as LNC Special Counsel, to provide any requested legal counsel to Mr. Hinds and Dr. LePore.
4. Make an unequivocal statement condemning the actions of the five individuals involved in fraudulently cutting out duly elected members of the State Board.

I want to thank you, as well as the other members of the LNC for your time and consideration.

Yours in Liberty,

A handwritten signature in black ink, appearing to read 'Sean L. Goward', with a large, stylized flourish extending to the right.

Sean L. Goward,  
Former Chair (2017-2021)  
Libertarian Party of Delaware