

**REPLY/AMICUS OF CARYN ANN HARLOS  
TO THE VARIOUS AND CONTINUED OPINIONS OF JONATHAN M. JACOBS**

**RE: SUSPENSION OF LNC SECRETARY CARYN ANN HARLOS**

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**Appellant:** Caryn Ann Harlos

**Appellee:** Libertarian National Committee (LNC)

**Date:** December 1, 2024

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I have broken out my full responses to the various comments and documents of Jonathan M. Jacobs into this separate document for ease of reference and reading.

**1. IN RE: JONATHAN M. JACOBS' INVOLVEMENT IN GENERAL**

Mr. Jacobs, by himself and/or through the LNC, keeps bringing up the fact that a Complaint was raised against him with the National Association of Parliamentarians (NAP). That is completely irrelevant to this matter and continues to show his personal bias, which oddly enough (or perhaps not) is the bulk of the NAP complaint. That is between me, him, and NAP and has no place here, and the continued attempt to wrangle it in is telling and can be circumstantial evidence of a very human revenge motive on his part.

The only thing I will say regarding that NAP complaint, and this is said without "reckless disregard for the truth" for Mr. Jacobs also filed a Complaint against me for his mishearing two similar words ("and" and "in") when I was not even acting as a parliamentarian and brought this up completely irrelevantly during the Trial as a means to discredit me (which again is highly inappropriate). The key part that the JC needs to know about this Complaint and Mr. Jacobs' irreconcilable conflicts and entanglements in this matter is that NAP was informed that Mr. Jacobs received this message from me on July 22, 2024, more than a month before the Investigatory Committee (IC) was formed:

Please delete my phone number and email address  
from your records >



Caryn Ann Harlos <carynannharlos@gmail.com>  
to Jonathan ▾

Mon, Jul 22, 10:35 AM



And never attempt to personally contact me again. In Party business if it is necessary, obviously you can. It rarely is necessary.

In Liberty,  
Caryn Ann

That is a very strongly-worded email, the likes of which I never even sent to an ex-spouse. I had my own very good reasons for it, which is not the province of the JC.

It is completely inappropriate for a professional after receiving such a message to get involved, in all things, as a "disciplinary advisor" to a Committee about the person sending such a message, particularly considering there was a prior long-term intimate friendship relationship. *There is simply no way in such a situation to be objective as a normal human being.* Obviously, at least from my perspective, there was good reason for such a serious rift, and for him to then so zealously and repeatedly try to support actions that he knew through personal experience with me (trauma-bonding) would be deeply damaging is beyond inappropriate. It is not as if Mr. Jacobs is the only parliamentarian on the planet. Discretion should have dictated his refusal of this role. This should be basic common sense. But it fits with Mr. Jacobs' regular appearance in "dramas" in this Party, which many Party member believe "disturbs the well-being of the Party and hampers it in its work" - quite ironically. That will be up to them to pursue with the National Convention or Mr. Jacobs' own state party (not even his home state, but rather Michigan), if they wish.

The only other point I will make about his absolute conflict of interest in this matter is the manner of his testimony at Trial. It was so over-wrought that if he uttered the stereotypical meme saying of "*I am literally shaking here,*" it would not have been out of place. **This man literally described the enormity (not the specific offense) of what he read in the IC report as equivalent to that of a CHILD MOLESTATION SCANDAL.** Does that sound remotely *normal* to you now that you have illegitimately been given the report? Does this sound like someone being *impartial and appropriate to be in any kind of advisory role in this matter whatsoever?* He also said it took him an hour to recover. Read that again. I cannot make this up. **The fact that this beyond inflammatory testimony was allowed whatsoever is enough to overturn this Trial.** Imagine. That. Ever. Being. Said. About. You. His opinion about the Charges and

the IC report should have been limited to whether or not they were "parliamentarily" correct, not his frankly outrageous editorializing and obvious coaching of Mr. McGee on how to question him. It was evident he is very bitter over my choosing to sever ties with him months prior. People often joked about his abusively caustic ways of talking to other Party members on Facebook as "JJ living his best life," and he gained a certain level of respect and access through me, and that is now gone. Once he no longer has the ear of anyone on the LNC, this is all over. And we will all still be here to pick up the pieces left behind.

The fact that I filed the NAP Complaint the next day has absolutely nothing to do with this case.<sup>1</sup> The JC is an appellant body and cannot be examining new issues that were not included, not only in the Charges and Specifications, but also cannot consider things in the IC report which ended up being irrelevant to any Charges and Specifications (such as my right to make justifiable professional complaints--just like he believes he did). But most particularly, it is limited by the Trial.

There is one clarification I do wish to make. I provided to the JC the introductory remarks to my Response to Mr. Jacobs' Complaint about me and stated that Mr. Jacobs was aware of those remarks. In re-reviewing my correspondence with the NAP Ethics Committee, I was told it was forwarded to the rest of the "Committee" and presumed that also meant to the Complainant as I was told via an earlier phone call with the NAP Ethics Committee Chair that all responses are sent to the Complainant. It is possible that the Ethics Committee did not do so (or I misunderstood the process), but the fact remains I have documentary proof that was provided (and already mentioned in the

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<sup>1</sup> It was not written the same day, nor was it 17 pages (see page 8 of LNC Response--what in the heck!). As another piece of evidence of my being not of sound mind, there is a cover page provided by NAP which asks for date of complaint, and I misread it as date of incident of Complaint. It was written the next day since there was no recording to refresh recollections, and I was worried I would forget things which I already did. Also, while there is a year to file a Complaint, (though I feel like a fool now for even having this consideration) I wanted it in right away as in my eyes Mr. Jacobs' conflicts are so evident that I wanted to give him enough time to withdraw and for the LNC to retain an appropriately impartial parliamentarian, at which time I would withdraw my Complaint. It was an act of kindness as filing a Complaint is a serious matter which hurt me to do.

The actual length of the complaint was three pages (including the one paragraph supplement). There is a two-page form cover sheet package provided by NAP which is required. Where in the world the idea that it was 17 pages came from I have no idea. There is a recurring and very insulting theme throughout the LNC's Response that I wasn't really sick with COVID--calling it "curious." Shame on them. I nearly had to go to the hospital and was on my bathroom floor gasping for air. Somewhere people have lost their humanity. I was scared for my life at one point. This borderline "yeah Jan" of a serious health condition has really crossed the line and should give context to the vengeful spirit of this whole affair. In fact, the initial Complaint to NAP even references my sickness (a fact that Mr. Jacobs omitted). Just this past week, I had to undergo a very painful biopsy due to a mole that literally exploded post-COVID due to high concerns of skin cancer which I just learned is not uncommon post-COVID. But yeah, say my sickness was "curious." I am absolutely disgusted, and you should be too.

copy that Mr. Jacobs acknowledges receipt of) that fits perfectly in my timeline that I was writing incoherently and not at my competence level on October 6, 2024 as I stated to them on October 27, 2024. Mr. Jacobs' opinion does not trump that of the medical note I provided (see **Exhibit 2**) or the notice I provided to NAP in the original Complaint. I can provide the biopsy visit and report if the JC requests as well.

## I. JONATHAN JACOBS "FIRST" AND "SECOND" OPINIONS/AMICUS

I am going to repeat/paraphrase/truncate portions of my response to Mr. Jacobs' First Amicus, and the fact it is characterized as an Amicus further emphasizes my point that Mr. Jacobs has a preternatural interest in this matter and has continuously blurred the distinction between being an impartial advisor--or as the IC itself called him in an abbreviated version of the IC report sent to select persons--an "overseer"--and a very subjective witness.

LP Bylaw Article 16 clearly provides that RONR **only** applies when higher documents do not contradict. The Policy Manual *exclusively defines* cause (which was left undefined in the Bylaws and was left open for interpretation as explicitly allowed by LP Bylaw 7.1)<sup>2</sup> in a manner far stricter than RONR and thus **cannot** be overridden or supplemented by RONR. The "cause" in the Bylaws is not superseded, it is *defined and interpreted by the Body (the LNC) to whom the Convention gave that authority*, in the same way that the conduction of other Bylaws-mandated business is defined in the Policy Manual. When cause is not defined in the Bylaws, the Judicial Committee must see how it is defined **first within in the organization** and the lowest authority is RONR, therefore, my argument stands as the LNC has defined cause in an authority higher than RONR, the Policy Manual.<sup>3</sup> What is most disturbing about this whole matter is that this was **never in dispute until after the Trial. That alone is enough to overturn this decision.**

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<sup>2</sup> LP Bylaw 7.1 states: The National Committee shall adopt rules of procedure for the conduct of its meetings and the carrying out of its duties and responsibilities.

These rules of procedure are contained in the Policy Manual in which RONR 2:14 and 2:16 both affirm that "Special rules of order supersede any rules in the parliamentary authority with which they may conflict."

<sup>3</sup> This is further supported by a 2008 opinion by Henry M. Robert III, PRP, regarding the attempted removal of Angela Keaton in which he stated: "... the National Committee may only remove for "cause" but "cause" is left undefined, meaning that it is a matter for the sound judgment of the requisite number of members of the National Committee, subject to review by the Judicial Committee."

Note two things here. One, Mr. Robert did not say cause then defaulted to RONR no matter what, and two, that it *could be defined by the LNC.*" The LNC **defined cause when it passed the Policy Manual amendments on July 30, 2008.** This opinion is attached separately as new exhibit, **Exhibit 39.** Also note that the issue expressed here on the lack of necessity of a Trial (and note an IC was considered as a part of that process contrary to Mr. Jacobs) was overruled by the 2022 National Convention.

Mr. Jacobs merely says [emphasis added]: "If the bylaws of the society provide for the imposition of penalties for offenses defined in the bylaws **OR AN ADOPTED CODE OF CONDUCT OR SIMILAR SET OF RULES**, a charge may consist of such a defined offense. If such particular offenses are not defined or not applicable, a member may be charged with "conduct tending to injure the good name of the organization, disturb its well-being, or hamper in its work, or the like, and an officer may be charged with misconduct of the type just mentioned or with "misconduct in office" "neglect of duty in office," or "conduct that renders him under for office." (RONR 63:24)

*The Policy Manual is such an adopted code of conduct or similar set of rules which has **exclusionary** definitions, therefore the RONR generalities are entirely overridden.*

The boilerplate RONR language only applies if the Bylaws or a higher authority than RONR does not define *any* offenses or merely have certain ones unexclusively defined as being "not applicable" through their silence. Contrarywise, our Policy Manual does have **expressly exclusively** defined offenses and **explicitly excludes ANY** others, *for removal only*, and thus RONR boilerplate language does not apply in removal cases. Mr. Jacobs is attempting to assert without basis a superior document cannot limit it *in this particular instance*. RONR does have some rare places where it claims it cannot be overridden by any higher document, but when it does so, it is crystal clear. Mr. Jacobs could have a point if the Policy Manual did not use the explicit limiting phrase "except for" and simply said that "a Party Officer or At-Large Member shall be subject to removal for failure to perform the duties of office or gross malfeasance."

If we were to take the most generous interpretation of Mr. Jacobs' interpretation, a disciplinary censure could be imposed but not a removal which is explicitly forbidden by our Policy Manual. However, Mr. Jacobs' interpretation of "or are not applicable" renders an absurd result that would mean even if your higher authority explicitly (not just implicitly through silence) says you can't do something, you still can because RONR. Such a breach of an organization's autonomy elsewhere in RONR is very explicit. When something is not applicable, it cannot mean "it is applicable," if it is specifically excluded from the superior document. The only sensible reading is that if the superior document does not mention offenses, these RONR offenses are the default that are presumed to be included. But if offenses are explicitly defined AND explicitly limited, you are limited to those. Any other reading is absolutely absurd. The only part that the Policy Manual brings under RONR is the general conducting of the Trial, where it does not override it, which it does in several over places, including cause for removal.

Mr. Jacobs, oddly claiming to be the “contractor” being covered under Executive Session (see the screenshot in my initial Petition to see how very odd this is considering his near obsessive insertion of himself into debate in these matters) could have requested to have had just that portion in Executive Session; however, this ignores the very real issue that Mr. Jacobs **was not a contractor in the sense contemplated by the Policy Manual and Bylaws** and would result in the bizarre scenario that all the LNC would need to do in order to have EVERYTHING in Executive Session is have an outside parliamentarian present, pay them a dollar, and call them a contractor. Were all the meetings where Richard Brown RP was present and called upon for parliamentary advice ripe for Executive Session? This whole scenario is a violation of due process as the JC does not have a record to review as the "court reporter" retained by the LNC only recorded audio and not video which does not capture body language and the Power Point which was an integral part of my defense. Further my right to question witnesses along with my attorney (which is cited using RONR despite the untrue statement it was not cited--see page 20 of my Petition and not some obscure text going back hundreds of years) as was the rest of Mr. Jacobs' assertions.

The fact that I retained copies of some emails does not mitigate the fact that since I did not see the IC report until that day. Without seeing that report, there are certainly other emails I did not have, and despite the date printed on the notice letter, notice was not delivered until days later. During those intervening days I was deprived of my rights, and even the appeal clock could not start, as **he himself advised me in 2021 in a similar situation** resulting in his advice back then to [serve notice upon myself](#).

Another aspect that has been ignored is the violation of the rights of Regional State Chairs, and the abdication of duty of Regional Representatives to represent their views, since there was nothing for the Regional Chairs to review and advise upon. In at least one region, Region One, this is a **direct violation of the [regional agreement on the part of the Regional Representatives](#)**, whose votes should be void on that basis alone with the Region then left to decide how they wish to handle this blatant contractual violation.

## RESPONSIBILITIES OF THE REGIONAL REPRESENTATIVES

1. Diligently represent and advocate for the interests of the Regional States in their votes, debate, and participation in the business of the Libertarian National Committee as well as keeping to all of the fiduciary duties required by the Libertarian National Committee. The representative shall pass along to the LNC any joint resolution or request for action passed by the majority of Regional Chairs.
  - a. Consult with the Regional Chairs on **critical votes** and vote the will of the majority of the Regional Chairs. Any State Chair may call for a vote to deem an LNC vote critical to the Region and to make the Region's position clear. Note: the Regional Representative(s) may defer to their/an Alternate(s) or expressly abstain if they cannot in good conscience cast their vote in concurrence with the wishes of the represented states. The purpose of this section is to allow the

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## 2024-2026 REGIONAL AGREEMENT FOR REGION \_\_\_\_\_

representatives the most freedom to vote their conscience on the ordinary business of the LNC and use their judgment when it is prudent to involve their Regional Chairs.

Further, Mr. Jacobs' statements regarding Pat Ford are nearly completely wrong. The bad relations between Mr. Ford and myself (which remain of unknown origin to me considering our prior very good relations including me proactively paying his membership dues so that he was not considered to have auto-resigned from the LNC) started on July 11, 2024, nearly two months before the IC and three months before a derivative suit was filed and thus had zero, zilch, nada to do with anything in that neighborhood. Mr. Ford was entirely unsuited to be on that committee due to his attitude towards me, and it had nothing to do with the lawsuit. The lawsuit was not filed until after the August meeting so gives no excuse for his rude behavior to me in July or August prior to his appointment on the IC. It may excuse his boorishness at the anti-war event in September, but other LNC members had no issues merely saying hello. That betrays a state of mind inappropriate to an investigative committee and a predisposition towards animus. Certainly not "flawless" (Mr. Ford's own words).

In moving on to the Second Amicus, what Mr. Jacobs has failed to tell the JC **is that he is the co-author of the two Policy Manual amendments that make removal** (but not

censure) impossible under these clauses in detailed coordination with me. He made it very clear that these were effective in removal cases, but would still allow censure under the lessened standards of RONR since our primary, not but sole, focus was due process and not cause, though they both were an obvious issue as can be seen by the amendments themselves and Mr. Jacobs' various 2021 opinions. From the 2021 attempted removal up through after Reno, whether under official contract or not, the obvious relationship on this issue between us was of advisor and client. After Reno, I asked him what could be done to prevent this from happening again which led to the Policy Manual amendments. He assured me that defining cause for removal under the Policy Manual did just that for removals (as well as assuring due process), and but is now trying to turn around and claim the opposite.

In the Second Amicus, he further cites 56:68(4) noting that *if the bylaws authorize certain things specifically, other things of the same class are thereby prohibited*. That citation has nothing to do with the issue here. The "class" being discussed here is removal. The issue is whether or not the LNC can define cause. Mr. Jacobs conveniently leaves out 56:68(1) in which each society decides for itself the meaning of its bylaws when an ambiguity exists. "Cause" is in effect unclear (which caused so much paperwork during the 2021 incident) so that the LNC, by a vote of over a majority of its membership, made several definitions for cause for removal in its Policy Manual as workshopped with me and Mr. Jacobs. Mr. Jacobs warned me that this would only clear up ambiguity for cause for removal but would leave cause undefined for lesser offenses to which I, and the LNC, had no issue. His hands are completely unclean here. Can I produce an email chain? No. We spoke frequently in person and on Zoom during these periods of time (and even in cases of email discussions on various issues, talked through items and changed minds and wordings), and in such an important issue, I never would have forgone his advice. This is simply a case of who you are going to believe.

As an example from the same time period, where there was another case of ambiguity in the Bylaws (this time regarding whether or not the LNC had to simply take the first "comer" who met the Bylaws' minimum for affiliation or whether other conditions could be imposed that were not mentioned in the Bylaws), we had this discussion with further refinement over the phone:



11/29/24, 7:21 PM

Gmail - see attached



Caryn Ann Harlos <carynannharlos@gmail.com>

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**see attached**

2 messages

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**Caryn Ann Harlos** <carynannharlos@gmail.com>  
To: "Jonathan M. Jacobs" <jjparlia@yahoo.com>

Sun, Aug 28, 2022 at 3:34 PM

In Liberty,



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 **Policy Manual Section 2.docx**  
13K

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**jjparlia@yahoo.com** <jjparlia@yahoo.com>  
To: Caryn Ann Harlos <carynannharlos@gmail.com>

Sun, Aug 28, 2022 at 4:34 PM

I have attached it.

I would suggest that this be a special rule, or treated like one.

The changes were to break up the parts, and in some ways to consider what happens if there are several groups petitioning.

J. J.

Jonathan M. Jacobs, PRP-R, CPP  
630 North 63rd Street, Apt 3 FL R,  
Philadelphia, PA 19151  
(215) 229-1185

On Sunday, August 28, 2022 at 05:34:45 PM EDT, Caryn Ann Harlos <carynannharlos@gmail.com> wrote:

In Liberty,



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<https://mail.google.com/mail/u/0/?ik=8fcb8cae9&view=pt&search=all&permthid=thread-ar-5346446922954801717&siml=msg-ar4036179337576847430&siml...> 1/2

This is shown just to show that this was our common relationship during that period of time.

But even in parliamentary terms, he is incorrect. LP Bylaws 7.1 states as follows:

[...] The National Committee shall adopt rules of procedure for the conduct of its meetings and the carrying out of its duties and responsibilities.

This is the very provision that allows the Policy Manual (and as a matter of fact the Executive Committee) to exist. It gives the LNC the authority to adopt rules for the carrying out of its duties and responsibilities, and it did so by defining causes for removal. **The fact that that these were not the only causes for removal at Trial was not challenged despite multiple opportunities for the LNC to rebut the statements of Dr. Moulton, and were not, is enough to overturn this matter.** Remember, Mr. Ford stated at the August 2024 LNC meeting that this process would be "flawless" and that the Chair re-affirmed that "mean tweets" would not be sufficient in reference to the Policy Manual provision on that issue.

## II. JONATHAN JACOBS' "THIRD" OPINION

I am hoping that history does not repeat itself as it has in other Party controversies (several of them involving "discipline")<sup>4 5</sup> and that this will be the last insertion of Mr. Jacobs into this matter that requires my response. I am characterizing this as his Third Opinion rather than his first because the prior two documents, while called Amici, were in fact opinions sent with a different hat. I wish he could stick to just one hat and wear it consistently rather than jumping rope between allegedly impartial professional and prosecutory/opposing member.

I am not going to multiply arguments over whether or not on a strictly parliamentary basis the referral to a committee comprising everyone on the LNC but me on October 6, 2024, to hear accusations about me were appropriate to be heard without me there. I disagree with his assessment, but the JC has a much broader charge in reviewing an officer appeal and is not limited to mere violations of the Bylaws, Policy Manual, or RONR; but only whether to uphold or not and can have reasons outside of strict rules violations. Literally, the JC can overturn something because the Petitioner proved it was intolerably icky. Our rules and procedures are in a Libertarian context, and it is as anti-Libertarian as it comes to have a secret tribunal where the accused cannot answer for themselves. **That is enough to overturn this decision as being improper for a**

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<sup>4</sup> Before he was ever a National Party member (despite telling me personally and in chats on past shows that he denied the membership pledge), Mr. Jacobs would show up to nearly every Bylaws Committee meeting. There is no doubt that a great deal of his advice was very helpful, but he continually turned towards the idea of "expulsion" (which is a form of discipline). It, in my opinion, for whatever reason, is a fixation with him. I, as Chair of that Committee, had to have a personal conversation with him about this and ask him to stop pestering the Committee and its attendees about this in the Zoom chat. I will also note that the latest *National Parliamentarian* contains an article by Mr. Jacobs about... guess what? Discipline.

<sup>5</sup> And of course! He is starting yet another discussion on this topic at the Robert's Rules forum. I am not alone in my uneasiness about his pre-occupation and no well-balanced person should find this not at least a bit unsettling. This is not a commentary on his parliamentary or other qualifying abilities in that field. It is a commentary on him as a human being, vis-a-vis this case as it concerns his behaviour toward me not his professional skills or qualifications.

**Libertarian organization.** The LNC cannot hide a pretext of potential litigation due to the IC report because it had already been distributed on October 7, 2024, through the negligence of the LNC to persons outside the Party as will be detailed below, and now has been distributed to the JC without any requirement of any kind of NDA, only "trust" as stated by Chair McArdle during the Phillies appeal without any consultation with me. That is simply outrageous. I had already offered through the JC (and implicitly waived any specific sections I mentioned in my Petition) to negotiate any portions that were necessary for the Phillies appeal and my appeal.

However, here I wish to focus on the issue of Notice of Suspension. Mr. Jacobs is quite simply wrong. The Notice was attempted THREE TIMES.

The first time was defective.

An open brown Federal Express envelope was hand-delivered to my home on October 7, 2024. It did not contain the requisite notice requirements of RONR 63:28. It did not say that the LNC adopted any resolutions at all as it did not contain any letter at all. It only contained the IC report. That was an oversight on their part, but it in fact existed. It was contained in an open Federal Express brown envelope (unsealed) and in order to be delivered so quickly had to be emailed to be printed with the opportunity to read by people outside the Party in my own community<sup>6</sup> with such a salacious title containing a name well-known in the community, so once again the LNC's unspoken reliance on "potential of litigation" was broken by themselves through their own actions. They cannot rely on missteps of their own doing. They also never advised the delivery person that they were attempting to have a door answered by someone with an active acute COVID infection. Wait... could that open the Party to litigation if I had answered and that person gotten sick? Yes. Yes it could.

The second time was not successful, but the third time was.

After I informed the LNC of this fact, they re-sent a package with the original letter that was not included as required by RONR via Federal Express with a delivery date of October 11, 2024. Contained within that Federal Express package was a Priority Mail Express Package that was **never delivered** to my home despite the Post Office's promise on the label to do so on October 9, 2024 (the USPS website claims some package was delivered with "signature waived" but as I was still quarantined, that was not possible, and I did not receive said package). So my tweet that so offended Mr. Jacobs was correct. The Party wasted money by not properly following procedure

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<sup>6</sup> The Castle Rock Federal Express as well as the Castle Rock UPS are frequented by me and my husband on a regular basis.

despite his "oversight." I know it is incredible to believe that the USPS messed this up (and now a neighbor likely has this libelous report), but they did. That is why you require a signature if you are so concerned about potential litigation.

What Mr. Jacobs' also fails to address is that until such delivery is effected, my rights were in full effect to which I notified the LNC:



Caryn Ann Harlos <pinkflameofliberty@gmail.com>

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### Breaking my rights again

14 messages

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Caryn Ann Harlos <pinkflameofliberty@gmail.com>

Sun, Oct 6, 2024 at 8:00 PM

To: chair@lp.org, vicechair@lp.org, treasurer@lp.org, secretary@lp.org, Adam.haman@lp.org, Roman.garcia@lp.org, andrew.chadderdon@lp.org, nick.shawhan@lp.org, Jonathan.mcgee@lp.org, matt.johnson@lp.org, dustin.nanna@lp.org, paul.darr@lp.org, keith.thompson@lp.org, greg.hertzsich@lp.org, meredith.hays@lp.org, adrian.malagon@lp.org, otto.dassing@lp.org, Pat.ford@lp.org, ben.weir@lp.org, Travis.bost@lp.org, Steven.nekhaila@lp.org, Kathy.yeniscavich@lp.org, Robert.vinson@lp.org, andrew.watkins@lp.org, paul.bracco@lp.org

My rights are not "suspended" until I receive notice in the mail. Restore my email access immediately.

I don't have to explain why I "need" my rights, but it was to research allegations in the IC report which were never discussed with me during the investigation nor obviously during the anti-Libertarian secret tribunal.

After waiting over an hour, I asked again,

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Caryn Ann Harlos <pinkflameofliberty@gmail.com>

Sun, Oct 6, 2024 at 9:19 PM

To: Dustin Nanna <dustin.nanna@lp.org>  
Cc: Chair <chair@lp.org>, Mark Rutherford <mark.rutherford@lp.org>, LP Treasurer <treasurer@lp.org>, LP Secretary <secretary@lp.org>, Adam Haman <adam.haman@lp.org>, Roman Garcia <roman.garcia@lp.org>, Andrew Chadderdon <andrew.chadderdon@lp.org>, Nick Shawhan <nick.shawhan@lp.org>, Jonathan McGee <jonathan.mcgee@lp.org>, Matt Johnson <matt.johnson@lp.org>, Paul Darr <paul.darr@lp.org>, Keith Thompson <keith.thompson@lp.org>, Greg Hertsich <greg.hertzsich@lp.org>, Meredith Hays <meredith.hays@lp.org>, Adrian Malagon <adrian.malagon@lp.org>, Otto Dassing <otto.dassing@lp.org>, Pat Ford <pat.ford@lp.org>, Ben Weir <ben.weir@lp.org>, Travis Bost <travis.bost@lp.org>, Steven Nekhaila <steven.nekhaila@lp.org>, Kathy Yeniscavich <kathy.yeniscavich@lp.org>, Robert Vinson <robert.vinson@lp.org>, Andrew Watkins <andrew.watkins@lp.org>, Paul Bracco <paul.bracco@lp.org>

My access is still not restored.

I wrote again on October 7, 2024, about what was delivered to my house,

Caryn Ann Harlos <pinkflameofliberty@gmail.com>

Mon, Oct 7, 2024 at 5:28 PM

To: Dustin Nanna <dustin.nanna@lp.org>

Cc: Chair <chair@lp.org>, Mark Rutherford <mark.rutherford@lp.org>, LP Treasurer <treasurer@lp.org>, LP Secretary <secretary@lp.org>, Adam Haman <adam.haman@lp.org>, Roman Garcia <roman.garcia@lp.org>, Andrew Chadderdon <andrew.chadderdon@lp.org>, Nick Shawhan <nick.shawhan@lp.org>, Jonathan McGee <jonathan.mcgee@lp.org>, Matt Johnson <matt.johnson@lp.org>, Paul Darr <paul.darr@lp.org>, Keith Thompson <keith.thompson@lp.org>, Greg Hertzsch <greg.hertzsch@lp.org>, Meredith Hays <meredith.hays@lp.org>, Adrian Malagon <adrian.malagon@lp.org>, Otto Dassing <otto.dassing@lp.org>, Pat Ford <pat.ford@lp.org>, Ben Weir <ben.weir@lp.org>, Travis Bost <travis.bost@lp.org>, Steven Nekhaila <steven.nekhaila@lp.org>, Kathy Yeniscavich <kathy.yeniscavich@lp.org>, Robert Vinson <robert.vinson@lp.org>, Andrew Watkins <andrew.watkins@lp.org>, Paul Bracco <paul.bracco@lp.org>

Guys, what was delivered to my house was not proper notice. Please go read RONR as to what notice is. It is a very specific format. It was just a copy of the report - restore my email rights now.

[Quoted text hidden]

To which instead of responding appropriately, the "Chair" of the IC responded in his official capacity which oddly enough **is** grounds for removal if he were not fortunate enough to be in the majority crowd and a regional representative, rather than an at-large representative or officer:

Adrian Malagon <adrian.malagon@lp.org>

Mon, Oct 7, 2024 at 5:49 PM

To: Caryn Ann Harlos <pinkflameofliberty@gmail.com>

Cc: Dustin Nanna <dustin.nanna@lp.org>, Chair <chair@lp.org>, Mark Rutherford <mark.rutherford@lp.org>, LP Treasurer <treasurer@lp.org>, LP Secretary <secretary@lp.org>, Adam Haman <adam.haman@lp.org>, Roman Garcia <roman.garcia@lp.org>, Andrew Chadderdon <andrew.chadderdon@lp.org>, Nick Shawhan <nick.shawhan@lp.org>, Jonathan McGee <jonathan.mcgee@lp.org>, Matt Johnson <matt.johnson@lp.org>, Paul Darr <paul.darr@lp.org>, Keith Thompson <keith.thompson@lp.org>, Greg Hertzsch <greg.hertzsch@lp.org>, Meredith Hays <meredith.hays@lp.org>, Otto

<https://mail.google.com/mail/u/2/?ik=dd0101b6f7&view=pt&search=all&permthid=thread-a-r-821888916458995513&siml=msg-a-r-493044610309965969&siml=...> 3/9

10/10/24, 9:44 PM

Gmail - Breaking my rights again

Dassing <otto.dassing@lp.org>, Pat Ford <pat.ford@lp.org>, Ben Weir <ben.weir@lp.org>, Travis Bost <travis.bost@lp.org>, Steven Nekhaila <steven.nekhaila@lp.org>, Kathy Yeniscavich <kathy.yeniscavich@lp.org>, Robert Vinson <robert.vinson@lp.org>, Andrew Watkins <andrew.watkins@lp.org>, Paul Bracco <paul.bracco@lp.org>

I'd like my sanity rights restored. If I get one more non-sensical email, I'm blocking it.

Please remove me from this thread.

**Adrian F Malagon**

**Region 4 Alt, Libertarian National Committee**

[lp.org](http://lp.org) | [adrian.malagon@lp.org](mailto:adrian.malagon@lp.org)

**Chair, Libertarian Party of California**

[ca.lp.org](http://ca.lp.org) | [chair@ca.lp.org](mailto:chair@ca.lp.org)

The Chair remained silent despite all of this. I wrote back,

Caryn Ann Harlos <pinkflameofliberty@gmail.com>

Mon, Oct 7, 2024 at 6:07 PM

To: Adrian Malagon <adrian.malagon@lp.org>

Cc: Dustin Nanna <dustin.nanna@lp.org>, Chair <chair@lp.org>, Mark Rutherford <mark.rutherford@lp.org>, LP Treasurer <treasurer@lp.org>, LP Secretary <secretary@lp.org>, Adam Haman <adam.haman@lp.org>, Roman Garcia <roman.garcia@lp.org>, Andrew Chadderdon <andrew.chadderdon@lp.org>, Nick Shawhan <nick.shawhan@lp.org>, Jonathan McGee <jonathan.mcgee@lp.org>, Matt Johnson <matt.johnson@lp.org>, Paul Darr <paul.darr@lp.org>, Keith Thompson <keith.thompson@lp.org>, Greg Hertzsch <greg.hertzsch@lp.org>, Meredith Hays <meredith.hays@lp.org>, Otto Dassing <otto.dassing@lp.org>, Pat Ford <pat.ford@lp.org>, Ben Weir <ben.weir@lp.org>, Travis Bost <travis.bost@lp.org>, Steven Nekhaila <steven.nekhaila@lp.org>, Kathy Yeniscavich <kathy.yeniscavich@lp.org>, Robert Vinson <robert.vinson@lp.org>, Andrew Watkins <andrew.watkins@lp.org>, Paul Bracco <paul.bracco@lp.org>

I am not. I still have full rights. The adopted resolutions by LNC were not delivered or signed for. I am infectious for two more days. I will not be exposing anyone.

And decorum Mr. Malagon. I have every right to email and to be heard. More bad faith.

[Quoted text hidden]

I then sent a picture.

Caryn Ann Harlos <pinkflameofliberty@gmail.com>

Mon, Oct 7, 2024 at 6:13 PM

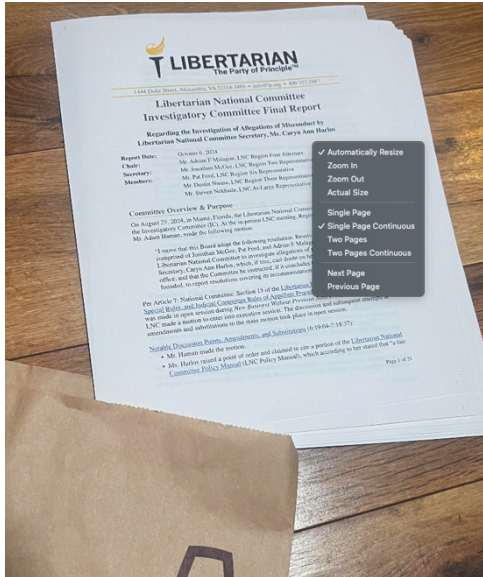
To: Adrian Malagon <adrian.malagon@lp.org>

Cc: Dustin Nanna <dustin.nanna@lp.org>, Chair <chair@lp.org>, Mark Rutherford <mark.rutherford@lp.org>, LP Treasurer <treasurer@lp.org>, LP Secretary <secretary@lp.org>, Adam Haman <adam.haman@lp.org>, Roman Garcia <roman.garcia@lp.org>, Andrew Chadderdon <andrew.chadderdon@lp.org>, Nick Shawhan <nick.shawhan@lp.org>, Jonathan McGee <jonathan.mcgee@lp.org>, Matt Johnson <matt.johnson@lp.org>, Paul Darr <paul.darr@lp.org>, Keith Thompson <keith.thompson@lp.org>, Greg Hertzsch <greg.hertzsch@lp.org>, Meredith Hays <meredith.hays@lp.org>, Otto Dassing <otto.dassing@lp.org>, Pat Ford <pat.ford@lp.org>, Ben Weir <ben.weir@lp.org>, Travis Bost <travis.bost@lp.org>, Steven Nekhaila <steven.nekhaila@lp.org>, Kathy Yeniscavich <kathy.yeniscavich@lp.org>, Robert Vinson <robert.vinson@lp.org>, Andrew Watkins <andrew.watkins@lp.org>, Paul Bracco <paul.bracco@lp.org>

Here is a picture of what delivered in UNSEALED envelope meaning you likely sent this file to outside person to print and put in brown Fed Ex print bag the thereby breaking confidentiality and publishing libel about me to a third party. You have just broken your NDA and published defamation.

I would certainly put Oliver on notice.

[Quoted text hidden]





Thus Mr. Jacobs' "Third" Opinion is simply wrong on this point. The LNC messed up. Depending on whether you believe the Post Office which has no delivery signature, only a claim of an October 9th delivery with a waived signature, or the undisputed delivery by Federal Express on October 11, 2024, at a minimum my full rights were cut off immediately on the late of October 6, 2024, and I should have had full email access rights until at a minimum the evening of October 9, 2024. **This violation of failure of access to needed records to adequately begin to prepare alone is bad faith and is enough to overturn the removal.**

### III. JONATHAN M. JACOBS' APPARENTLY CHANGING STANDARDS

After this point, I hope we are done discussing Mr. Jacobs who by any reasonable standard should never have been involved in this matter. This shows a disappointing lack of judgment by Mr. Jacobs, and to the extent that the LNC knew of his conflicts, by the LNC. I fear however this hope is misplaced. I certainly don't wish to spill any further digital ink on his singular fixation on me. Since Mr. Jacobs loves to quote his prior opinions when he was my trusted advisor in 2021, I shall return the favor, since his opinions on this issue seemed to change depending upon what side he is on, at least when it involves me. To stave off his future complaint to NAP and stay in my life, below is my substantiation for that statement so that it is not "reckless and knowing."

For reference:

- Jacobs Opinion on Trial being Required by Bylaws:  
[https://lpedia.org/w/images/a/ae/APPEAL\\_EXHIBITS.pdf](https://lpedia.org/w/images/a/ae/APPEAL_EXHIBITS.pdf) (starting on page 21)
- Jacobs Opinion on Cause:  
[https://lpedia.org/w/images/e/ec/Memo\\_2\\_on\\_cause\\_by\\_JJ.pdf](https://lpedia.org/w/images/e/ec/Memo_2_on_cause_by_JJ.pdf)
- Jacobs Opinion on Policy Manual Changes affecting (in this case actually overriding) Bylaws:  
[https://lpedia.org/w/images/e/e2/Procedural\\_response\\_by\\_JJ.pdf](https://lpedia.org/w/images/e/e2/Procedural_response_by_JJ.pdf)

Let's dissect these a bit.

#### **A Trial is required by the Bylaws:**

RONR does speak to the removal of officers (62:16, pp. 618-19). It requires that, in cases where there is specific term for a Trial to be held. The Bylaws (Article 6, Section 1) provide for a fixed term "until the final adjournment of the next convention." There is no "and until" or "or until" a successor is elected. If the bylaws were otherwise silent, a Trial would be

required to remove an officer. The Bylaws are not otherwise silent. (page 1 of Jacobs' prior opinion)

Translation: The LP Bylaws **require** a Trial separate and apart from the removal Bylaw due to the way the terms of office are described.

**On Cause when Undefined (highlighting added on points about which Mr. Jacobs made a big deal about then when cause was undefined but is remarkably silent about now when cause is clearly defined):**

In his presentation, Mr. Brown spoke to this, citing RONR 61:3 which noted that, even if not included in the bylaws, a member may be “found guilty of conduct described, for example, ‘tending to injure the good name of the organization, disturb its well-being, or hamper it in its works.’” Actions that fall under these broad categories would be considered “cause” under RONR. I agree with him on these points.

Note, however, that in the wording of what Mr. Brown quoted, **these are actions taken against the organization, not against the individual members**.... For example, the Bill claims that the Petitioner “resulted in members of the LNC being unable to engage in respectful and professional public discussion before the body, making the committee dysfunctional for fear of bullying, harassment, and inaccurate characterizations to discredit and disrupt the committee’s work.” **This is a claim that some members of the LNC feel this way. It is not a claim that the Petitioner has actually engaged in any of these activities. The members of the LNC supporting this may be accurately expressing their own feelings, but they offer no claim about the Petitioner’s actions under than that she posts on social media. It would also be necessary to show that these social media posts disturb the well-being of the Libertarian Party, not some members of the LNC.**

[...]

**To comply with the cited RONR standard, the alleged remarks would have to show that these remarks injure the good name of the Libertarian Party, disturb or hamper it in its work. They did not do so.**

Translation: Even when the generic RONR provisions applied, the offenses had to be against the Party not the LNC. While Charge 2 mentions the Party, none of the



Specifications do, and thus do not support the Charge. Each of the Specifications is about either the LNC or a subset of the LNC with one disproven exception<sup>7</sup> (there were mean things said about LNC members; the LNC might be sued--the LNC is not the Party which can be sued in its own right and that was never alleged--; a Committee of the LNC was "interfered with" by one email opinion). Why the inconsistency from 2021 from the "overseer"?

Clean hands would certainly require that the Chair of the Party not be engaging in the same thing where she in fact is in the eyes of many disturbing the well-being of the **Party** not of the **LNC** with her regular accusations of spy infiltrations, of anyone who disagrees with her just being dumb about politics, being too autistic, just wanting a social club, not understanding her master political skills, and in a recent interview being an "ideological demon" (or something very close to that) etc. Even the Chair's most ardent fans readily concede she does this and encourages other fellow travelers to do likewise.

### **On Policy Manual Changes Affecting Items in Bylaws:**

The LNC could have adopted special rules that would circumvent the Trial required in disciplinary actions, but to date, they have not done so.

Translation: Mr. Jacobs is claiming that the Bylaws specifically require a trial (due to the way that the terms of office are described) but that the Policy Manual could OVERRIDE that specific requirement. That is very different than he is claiming here and from what the LNC accepted since 2022 as was its own right to interpret its Bylaws and from the standards presented in the Trial, ergo, the Policy Manual can *define* an ambiguous term if it can *override* the Bylaws definition of terms of office which contain within them a Trial requirement.

So, in 2021, Mr. Jacobs is claiming a Policy Manual rule could have circumvented (not merely defined) a clear Bylaw, but now is claiming that the LNC through the Policy Manual cannot define for itself what its own ambiguous bylaws mean as it did on July 30, 2022. Make it make sense, because it doesn't. I eagerly await Mr. Jacobs' **fourth Amicus/Opinion**. No, actually, I don't. I don't think any of us do. I think our Party has had quite enough.

Respectfully,  
Caryn Ann Harlos

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<sup>7</sup> The libelous claim of fraud to which the alleged "victim" denied and for which I took a polygraph.