

November 5th, 2021

Dear Members of the Libertarian National Committee,

As a follow-up to my last communication I am providing this additional packet of information. The situation in Delaware continues to devolve and your attention to this matter is of critical importance so that we can assure our membership that we are on solid footing.

While operating fraudulently as the Libertarian Party of Delaware, Will McVay, Mary Pat McVay, Brandi Kerchevall, Joseph Dipasquale, and Jimmy Brittingham are working to disenfranchise affiliates and members. The impact of their actions is to confuse and deceive members and to ruin the brand of the Libertarian Party in Delaware.

The document that follows contains information about the following occurrences:

- Will McVay, Mary Pat McVay, Brandi Kerchevall, Joseph Dipasquale, and Jimmy Brittingham, operating as the fraudulent board, have passed an AoA amendment to Article V that centralizes all power in the hands of a State Board. The language it includes permits the state board to determine who is worthy to be a member of the Libertarian Party of Delaware, permits them to depose county affiliate officers, and to take county affiliate assets.
- On October 31st, the parties listed above employed their new powers under Article V and claim to have disaffiliated the New Castle County affiliate.
- On November 1st, the fraudulent board passed a motion to limit to a list of 20, people who are permitted to participate in the Libertarian Party of Delaware and its affiliates.

Their behavior has given way to confusion among members and a genuine feeling of disenfranchisement. Despite the fact that they are not the rightful board, their actions are having a devastating impact on the brand of the Libertarian Party in Delaware.

I understand that it is my job and the job of the remaining members of the rightful board to straighten out this embarrassing mess in Delaware. We are hard at work and taking steps to honor the will of our members. While we do not have an explicit action that we want the committee to take against the rogue actors, I need your continued support in my role as Chair. Making public what is true, that I am the Chair, Amy LePore is the Vice Chair, and that Dave Casey and Dylan Griffith are representatives to the Board would go along way in giving confidence to our membership that we can move forward. We require their faith and confidence as we proceed with the upcoming special meeting, investigation, and potential trial and as we pursue legal avenues.

The initial document sent to the LNC and the information that follows this letter should offer more than sufficient evidence of the fraudulent behavior of the five parties. I do not believe that this matter should wait until the 4th of December. The attempt at disenfranchisement of members statewide should be sufficient reason for the LNC to remind those acting as a fraudulent board that the LPD does not belong to them. I am happy to provide any additional information and to answer any questions. I look forward to your response.

Sincerely,

Bill Hinds

As indicated in our prior documentation, a proposal for change to Article V was notified in the LPD Facebook on October 1st at 8:07PM, one minute after the three board members allegedly were relieved of their state board duties. The State Board passed the amendment during an ad-hoc meeting on October 31st linked to [here](#). The revised Article V reads:

Article V: County Affiliates

Each of the three counties shall organize local chapters of the LPD. These county chapters may develop, if they choose, their own Articles of Association, By-Laws, and Political Platforms as long as they meet the following criteria:

1. They do not conflict with any State LPD operating documents,
2. They provide an equitable method for selecting members of the State Board, and
3. Separate individuals must be Chair and Secretary.
4. County affiliate membership shall be determined by membership in the LPD and residence in that county. No other membership criteria may expand or limit membership.
5. All county affiliates must hold monthly meetings open to all members with notice provided as to the time and location at least one week in advance. No business may be conducted by any county affiliate that does not provide transparency to the public and the opportunity to provide input to all members.

The State Board reserves the right to adjudicate any issues in the county affiliates in order to ensure that all county affiliates reflect the highest ideals of the Libertarian Party. The State Board may take action including but not limited to:

1. Removal/Reappointment of County Officers
2. Veto of County Motions
3. Amending of County AoA or Bylaws
4. Reassignment of Responsibility for County Assets
5. Disaffiliation of the County

Such actions may be taken by a 2/3 vote of the State Board. If a county is disaffiliated, the State Board shall establish a process for reconstituting the county affiliate by majority vote and all county assets shall be held in trust by the State Board to benefit the new affiliate.

On October 31st, a post was made on the Libertarian Party of Delaware Facebook page that stated the Libertarian Party of New Castle County has been disaffiliated. Obviously, the fraudulent board does not have the power to disaffiliate but their actions do compromise the LPD, given that they have stolen all social media assets and control at least a portion of the narrative regarding which boards are legitimate. They have gone further to name a Chair and a Secretary and have assigned those two people to State Board roles. New Castle County is by far the most populous and most active of the three Delaware counties and their attempt to delegitimize it cannot stand. NCC's membership includes multiple candidates for office in 2022 and has an active outreach arm with events held multiple times per month. Its members are actively engaged in legislative work and in community coalition building.



Mr. McVay and his followers have gone a step further than disaffiliation, making an official list by board vote of those members who are considered approved to participate in the “Libertarian Party of Delaware” and at the affiliate level. On November 1 a list of only 20 people was created and passed by motion, in accordance with the amended Article V. Three of the 20 people listed are minors aged 4, 9 and 12. Of the Kent County members listed only the three minors and one other individual actively attend meetings. Of the New Castle County members listed, only five actively attend meetings. All officers from New Castle County were omitted from the list. Anyone known to have spoken out about what has happened was also omitted from the list.

Per Will McVay, and according to the meeting linked to above, every member of the Libertarian party of Delaware was expelled on November 1. The only way to be permitted to participate is to be vetted and approved by State Board members. This poses an interesting problem to the parties claiming to operate as the State Board, given that they would have conceivably expelled themselves and therefore cannot claim to operate as the officers of the party at this point.

 **@Will McVay** Technically everyone was expelled...

 **Ian_G** Today at 1:01 PM
Okay. But I was asking why I was expelled.
If you don't believe I'm entitled to an answer, please say so.

 **Will McVay** Today at 1:01 PM
Technically everyone was expelled
Because the membership criteria changed

 **@Wendy Jones, SCLP** I wasn't personally inv...

 **Ian_G** Today at 1:03 PM
If the purpose was to weed out trolls, why throw everyone out? Why not just the trolls? Are all 2,000 members trolls?

 **@Will McVay** Because the membership criteria...

 **Ian_G** Today at 1:03 PM
To what?

 **Will McVay** Today at 1:04 PM
The purpose was to make affiliation a proactive decision on both sides

 **Will McVay** Today at 1:14 PM
You can be rejected for any number of reasons by a majority vote of the State Board. It's free association.

 **Will McVay** 11/04/2021
You're portraying a loaded representation about appropriate and inappropriate affiliations that you're making up entirely and presumptions of "guilt" which has no relation at all to the issue. The party follows the principles of free association in both directions in that they have to make an affirmative decision to approve voting members. People acting in bad faith can't comply with impersonal and easily manipulated requirements and brute force themselves into control of the party
If you want to be approved as a voting member, contribute positively without being a shit stirrer and I'm sure the board will vote in your favor
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 **@Will McVay** I don't agree, and think claiming otherwise would qualify ...

 **Ian_G** 11/04/2021
Disagreeing with you is shit stirring is what you're saying?

 **Will McVay** 11/04/2021
Only when I'm right.



Joe Dipasquale Yesterday at 3:18 PM

I motion the following be approved for permanent membership to the lpd.

Vern Proctor
Roger Stemler
Bob Sigler

Leo Smith
Nadine Frost
Brad Thomas
Steve Newton
Dayl Thomas
Scott Gesty
Carol Moore
Mark Parks
David Rogers
Cody McNutt

Bob Wilson
Tim Spong
Margie McKeown
Susan McKeown
Layla Webb
Julia McVay
Tesla Webb



LPD Bot BOT Yesterday at 8:15 PM

Approve Members

[Member List](#)

Vote Results (as of 11/1/2021, 8:17:52 PM):

- Machurek - aye
- boyslayer01 - aye
- Joe Dipasquale - aye
- Brandi - aye
- MaryPat - aye
- jimmyjambrittingham - aye
- Will McVay - aye

The membership of Kent and New Castle County affiliates have passed resolutions repudiating the five members involved and have called for investigations at every level. New Castle has also asked for an investigation into the participation of John Machurek and Nicole Shaw. We have included the resolutions below.



RESOLUTION TO CONDEMN FAILED PARTY PURGE

WHEREAS, on October 1, 2021, a purge of three duly-elected Libertarian Party of Delaware (LPDE) board members was attempted.

WHEREAS, working in concert, state board members Will McVay, Brandi Kerchevall, James Brittingham, Joe Dipasquale, and Mary Pat McVay tried to remove Bill Hinds, Amy Lepore, and Dave Casey from the LPDE board after claiming to pass a bylaw amendment that allowed them to do so.

WHEREAS, the alleged bylaw amendment notification made 30 days before the vote to adopt it cannot syntactically be interpreted as such, it fails as appropriate notification. Even if it could be read in this manner, the ad hoc meeting called suddenly to vote on its adoption was also not properly notified. A motion was made by a board member and seconded, so it may be said that a meeting was indeed convened, but absent proper/timely notification to all board members, the substance of the meeting is nullified. Thus, the action taken by this subset of the state board is considered doubly dead on arrival.

RESOLVED, after careful examination of the facts, the Kent County Libertarian Party of Delaware (KCLP) has determined that this action was a procedural failure in several key respects and recognizes its outcome as void.

RESOLVED, that this body unequivocally rejects the notion that the composition of the state board has changed (with the exception of the party secretary's resignation on 9/27) since its officers were duly-elected at the most recent party convention in June 2021.

RESOLVED, the KCLP will not recognize any changes made at the behest of the illegitimate board now claiming to have authority. Further, the KCLP believes the manner in which this action was conducted was grossly unethical. And, where the current possession of the party's financial and communication assets are concerned, the action may even have been illegal.

RESOLVED, the KCLP urges Will McVay, Brandi Kerchevall, James Brittingham, Joe Dipasquale, and Mary Pat McVay to suspend their illegitimate board activities, join us in the condemnation of this action, and resign from their leadership roles immediately so that this entire farce may be considered a quickly corrected lapse in judgement or the product of being lead astray by malevolent actors.

RESOLVED, that a special three-person committee to investigate KCLP officers Will McVay, Mary Pat McVay, and Brandi Kerchevall's involvement in this matter be convened immediately. This process should be done via nomination and simple majority vote of the body to confirm.

RESOLVED, that this resolution, in its entirety, be posted without comment on the KCLP's website and social media channels by the chair within 48 hours of its passing.



**NEW CASTLE COUNTY
LIBERTARIAN PARTY**

WHEREAS, on October 1, 2021, a purge of three duly-elected Libertarian Party of Delaware (LPDE) board members was attempted.

WHEREAS, working in concert, state board members Will McVay, Brandi Kerchevall, James Brittingham, Joe Dipasquale, and Mary Pat McVay tried to remove Bill Hinds, Amy Lepore, and Dave Casey from the LPDE board after claiming to pass a bylaw amendment that allowed them to do so.

WHEREAS, the alleged bylaw amendment notification made 30 days before the vote to adopt it cannot syntactically be interpreted as such, it fails as appropriate notification. Even if it could be read in this manner, the ad hoc meeting called suddenly to vote on its adoption was also not properly notified. A motion was made by a board member and seconded, so it may be said that a meeting was indeed convened, but absent proper/timely notification to all board members, the substance of the meeting is nullified. Thus, the action taken by this subset of the state board is considered doubly dead on arrival.

WHEREAS, John Machurek and Nicole Shaw have assumed illegitimate LPNCC officer positions.

RESOLVED, after careful examination of the facts, the New Castle County Libertarian Party of Delaware (NCCLP) has determined that this action was a procedural failure in several key respects and recognizes its outcome as void.

RESOLVED, that this body unequivocally rejects the notion that the composition of the state board has changed (with the exception of the party secretary's resignation on 9/27) since its officers were duly-elected at the most recent party convention in June 2021.

RESOLVED, the NCCLP will not recognize any changes made at the behest of the illegitimate board now claiming to have authority. Further, the NCCLP believes the manner in which this action was conducted was grossly unethical. And, where the current possession of the party's financial and communication assets are concerned, the action may even have been illegal.

RESOLVED, the NCCLP urges Will McVay, Brandi Kerchevall, James Brittingham, Joe Dipasquale, Mary Pat McVay, John Machurek, and Nicole Shaw to suspend their illegitimate board activities, join us in the condemnation of this action, and resign from their roles immediately so that this entire farce may be considered a quickly corrected lapse in judgement or the product of being lead astray by malevolent actors.

RESOLVED, that NCCLP supports the investigation now being conducted by the Kent County Libertarian Party of Delaware and also calls upon the State Board to hold a special meeting to investigate and correct these illegitimate actions.

RESOLVED, that this resolution, in its entirety, be posted without comment on the NCCLP's website and social media channels by the chair within 48 hours of its passing.

