



Secretary LNC <secretary@lp.org>

Request from the LPID Judicial Committee regarding a petition for expulsion

13 messages

Loesby@protonmail.com <Loesby@protonmail.com>

Tue, Jul 12, 2022 at 8:30 PM

Reply-To: Loesby@protonmail.com

To: "vicechair@lp.org" <vicechair@lp.org>, "chair@lp.org" <chair@lp.org>, "secretary@lp.org" <secretary@lp.org>

Cc: Timothy Raty <statesman83@yahoo.com>, Darian Drake <darian.drake@gmail.com>, Sterling Reece <sterlingwr@gmail.com>

Good evening, all,

I am the Chair of the Judicial Committee of the Libertarian Party of Idaho, and we currently have a petition before us requesting the expulsion of two party officers from the state party: Robert and Jennifer Imhoff-Dousharm. The named individuals have complained of potential prejudice of some members of the Judicial Committee, but the JC members, myself included, do not agree with their claims of prejudice, and have not recused ourselves.

However, because of this disagreement, the JC thinks that it is possible that the Imhoffs will refuse to participate in any hearing that we hold, and will similarly refuse to abide by any ruling we make. Therefore, we're hoping that there might be some way we could have the LNC or the National JC hear and decide the petition, instead of the LPID JC, in order to offer an option that brings a resolution, without involving the dispute over prejudice.

Does that sound like something that is (a) procedurally possible, and (b) something the LNC may be willing to consider? It would be a great help to us in resolving our internal conflicts without risking escalation to court battles.

I don't know the National bylaws well, so I'll need to defer to rockstars like Ms. Harlos on that front, but the LPID bylaws can be read at <https://www.lpid.org/bylaws>. The JC also adopted rules in April which are binding and cannot be changed while we have a matter before us; I'm attaching those to this email. I also checked through Idaho statute, and the concept of a Judicial Committee for a political party is not contemplated anywhere I've found, so that shouldn't be relevant.

Thanks very much!

In Liberty,

Matt Loesby

Chair, Judicial Committee, Libertarian Party of Idaho

 **JC Rules and Procedures.txt**
8K

Secretary LNC <secretary@lp.org>

Tue, Jul 12, 2022 at 8:42 PM

To: Loesby@protonmail.com

Cc: "vicechair@lp.org" <vicechair@lp.org>, "chair@lp.org" <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>,

Darian Drake <darian.drake@gmail.com>, Sterling Reece <sterlingwr@gmail.com>

I have one definite opinion and one strong. The definite one is that the LNC JC is very limited and cannot be involved at this point. The strong one is that neither can the LNC without setting up a terrible precedent. It is often the case that removed people if they think it wrongful will not abide by the decision, it is a matter of what power they have not to abide.

For instance, I did not abide by the LNC or JC decision, but I had no power, so it was mere words. If the Imhoffs hold power AFTER they refuse to abide and claim to still hold the chairmanship THEN the LNC can get involved. If they have no power, you just carry on. No one can be compelled to participate in a proceeding but ID needs to hold its proceeding without involvement from the national party, and then if the chairmanship is disputed after that point, then the national party can get involved.

A word of personal caution - expulsion and removal are very serious. Hire a parliamentarian. Do everything right with full due process. Do your best to avoid national involvement - although I have the utmost faith in this LNC to review issues fairly and justly, the minute you turn things over to outsiders, your fate is in someone else's hands, and it best not to be in that position.

In Liberty, Caryn Ann Harlos
LNC Secretary and LP Historical Preservation Committee Chair ~ 561.523.2250

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Angela McArdle <angela.mcardle@lp.org> Tue, Jul 12, 2022 at 8:45 PM
To: Secretary LNC <secretary@lp.org>
Cc: Loesby@protonmail.com, "vicechair@lp.org" <vicechair@lp.org>, "chair@lp.org" <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>, Darian Drake <darian.drake@gmail.com>, Sterling Reece <sterlingwr@gmail.com>

I believe they have consulted a parliamentarian and an attorney by now.

Angela McArdle, Chair
Libertarian National Committee

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Angela McArdle <angela.mcardle@lp.org> Tue, Jul 12, 2022 at 8:55 PM
To: Secretary LNC <secretary@lp.org>
Cc: Loesby@protonmail.com, "vicechair@lp.org" <vicechair@lp.org>, "chair@lp.org" <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>, Darian Drake <darian.drake@gmail.com>, Sterling Reece <sterlingwr@gmail.com>

I think you need to go ahead and go through the motions in Idaho, then ask someone to bring it to the LNC if the Imhoffs refuse to hand over assets after they've been removed.

Angela McArdle, Chair
Libertarian National Committee

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Secretary LNC <secretary@lp.org> Tue, Jul 12, 2022 at 9:15 PM
To: Angela McArdle <angela.mcardle@lp.org>
Cc: Loesby@protonmail.com, "vicechair@lp.org" <vicechair@lp.org>, "chair@lp.org" <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>, Darian Drake <darian.drake@gmail.com>, Sterling Reece <sterlingwr@gmail.com>

Yes that is the tldr of what I was trying to say. I am sorry if I was a bit wordy - parliamentary bad habit.

In Liberty, Caryn Ann Harlos
LNC Secretary and LP Historical Preservation Committee Chair ~ 561.523.2250

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Loesby@protonmail.com <Loesby@protonmail.com> Tue, Jul 12, 2022 at 9:18 PM
Reply-To: Loesby@protonmail.com
To: Secretary LNC <secretary@lp.org>
Cc: Angela McArdle <angela.mcardle@lp.org>, "vicechair@lp.org" <vicechair@lp.org>, "chair@lp.org" <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>, Darian Drake <darian.drake@gmail.com>, Sterling Reece <sterlingwr@gmail.com>

Thank you both for your advice! And don't worry, it's not just parliamentarians who are wordy. Engineers are ready to compete with you on that front.

We'll do what we can within Idaho. God willing, I'll pray that no escalation will be needed.

Have a great night!
In Liberty,

Matt Loesby

----- Original Message -----

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Secretary LNC <secretary@lp.org>

Tue, Jul 12, 2022 at 9:49 PM

To: Loesby@protonmail.com

Cc: Angela McArdle <angela.mcardle@lp.org>, "vicechair@lp.org" <vicechair@lp.org>, "chair@lp.org" <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>, Darian Drake <darian.drake@gmail.com>, Sterling Reece <sterlingwr@gmail.com>

Thank you - and I hope that things just go as smoothly as possible.

In Liberty, Caryn Ann Harlos

LNC Secretary and LP Historical Preservation Committee Chair ~ 561.523.2250

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Joshua Smith <joshua.smith@lp.org>

Tue, Jul 12, 2022 at 9:54 PM

To: Secretary LNC <secretary@lp.org>

Cc: Loesby@protonmail.com, Angela McArdle <angela.mcardle@lp.org>, Joshua Smith <vicechair@lp.org>, Angela McArdle <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>, Darian Drake <darian.drake@gmail.com>, Sterling Reece <sterlingwr@gmail.com>

I attended their board meeting tonight and advised them to go through their own JC motions. I will be working with their chair on a motion to bring to the LNC meeting at the end of this month on the subject of rightful state committee. It will be up to the LNC to find one way or the other. In the case we find in their favor, their JC ruling would have standing. If we do not find in their favor, the ID state committee is free to petition our JC.

Cheers,

Joshua Smith, LNC Vice Chair
Joshua.Smith@LP.org

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Secretary LNC <secretary@lp.org>

Tue, Jul 12, 2022 at 10:37 PM

To: Joshua Smith <joshua.smith@lp.org>

Cc: Loesby@protonmail.com, Angela McArdle <angela.mcardle@lp.org>, Joshua Smith <vicechair@lp.org>, Angela McArdle <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>, Darian Drake <darian.drake@gmail.com>, Sterling Reece <sterlingwr@gmail.com>

I would not be in favour of just a motion at the inperson meeting. There would be no opportunity for ID people to give comment and attend. Things involving affiliates at least, have to have an online public hearing.

In Liberty, Caryn Ann Harlos

LNC Secretary and LP Historical Preservation Committee Chair ~ 561.523.2250

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Darian Drake <darian.drake@gmail.com>

Tue, Jul 12, 2022 at 11:50 PM

To: Secretary LNC <secretary@lp.org>

Cc: Joshua Smith <joshua.smith@lp.org>, Loesby@protonmail.com, Angela McArdle <angela.mcardle@lp.org>, Joshua Smith <vicechair@lp.org>, Angela McArdle <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>, Sterling Reece <sterlingwr@gmail.com>

Then perhaps an emergency meeting is in order to address this matter?

/s/

Darian Drake
LPID Judicial Committee Vice-Chair

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Secretary LNC <secretary@lp.org>

Tue, Jul 12, 2022 at 11:57 PM

To: Darian Drake <darian.drake@gmail.com>

Cc: Joshua Smith <joshua.smith@lp.org>, Loesby@protonmail.com, Angela McArdle <angela.mcardle@lp.org>, Joshua Smith <vicechair@lp.org>, Angela McArdle <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>, Sterling Reece <sterlingwr@gmail.com>

Can you let us know when you have finished your internal items?

In Liberty, Caryn Ann Harlos**LNC Secretary and LP Historical Preservation Committee Chair ~ 561.523.2250**

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Darian Drake <darian.drake@gmail.com>

Wed, Jul 13, 2022 at 12:08 AM

To: Secretary LNC <secretary@lp.org>

Cc: Joshua Smith <joshua.smith@lp.org>, Loesby@protonmail.com, Angela McArdle <angela.mcardle@lp.org>, Joshua Smith <vicechair@lp.org>, Angela McArdle <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>, Sterling Reece <sterlingwr@gmail.com>

If it is determined that the convention was invalid then there are no internal matters to decide before the Idaho JC because we aren't a JC - just a group of bearded Libertarians amusing ourselves reading RONR.

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Secretary LNC <secretary@lp.org>

Wed, Jul 13, 2022 at 12:30 AM

To: Darian Drake <darian.drake@gmail.com>

Cc: Joshua Smith <joshua.smith@lp.org>, Loesby@protonmail.com, Angela McArdle <angela.mcardle@lp.org>, Joshua Smith <vicechair@lp.org>, Angela McArdle <chair@lp.org>, Timothy Raty <statesman83@yahoo.com>, Sterling Reece <sterlingwr@gmail.com>

Okay I cannot comment as I am a bit lost here and would not want to opine outside of a meeting, but if it is the LPID's position that all internal procedures have been exhausted and there is some need for an LNC decision, then it would be ripe for Mr. Smith to proceed. But IMHO (and Mr. Smith obviously can disagree), it would be best be heard at an online meeting where there can be full participation, not an in-person meeting on the east coast where the affected people are not likely to be present.

But here is a question to ask internally, and if the answer is yes, do you really need LNC involvement?

Can we continue to function and proceed as the LPID?

There will always be unhappy people in any affiliate that don't agree with decisions, but if they are not impeding the ability of the Party to exist, it is not an LNC matter. Please remember there is a very very narrow scope in which we can intervene. I trust Mr. Smith's judgment as to whether there is a likelihood of a circumstance in which we can which would then be necessary to have a meeting.

In Liberty, Caryn Ann Harlos**LNC Secretary and LP Historical Preservation Committee Chair ~ 561.523.2250**

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