

Members of the LNC:

Mr. Luchini has not correctly or fully represented the situation. Most of the issues were already addressed in the earlier communications which will be bullet-pointed here rather than repeated:

1. Notice Requirements are not waivable. It is not required to object at the time because they constitute a continuing breach of the bylaws.
2. Mr. Askin was copied on and approved the correspondences. Mr. Luchini could have responded directly to Mr. Askin and chose not to, instead choosing to ignore communications explicitly authorized by a Party member.
3. It is not up to a recipient to “accept” representation chosen by someone else. It is up to the person being represented, but the recipient could certainly choose to respond directly to the person represented which was only done in the first communication. The second communication was completely ignored, but instead blame was placed on the member who is at a distinct power imbalance in this whole exchange. Brand new Party members cannot be expected to know even the basics of parliamentary procedure, never mind be expected to have to deal with much more knowledgeable and experienced leadership without any assistance. Such assistance should be encouraged so that new members can learn and grow to be the leadership of tomorrow.

Mr. Luchini further did not correctly represent the fullness of impact of the changes. As he stated, there were two changes. One lengthening the seasoning period and the other adding a **brand-new additional** requirement of volunteer hours to be fulfilled within two months of the state convention.

Here is the original language:

In order to serve as a delegate from LPNM to the National Convention of the Libertarian Party, an individual must have been a Caucus Member in good standing for 90 days preceding the State Convention at which the delegate is elected to serve at the National Convention. This requirement may be waived for a particular candidate on a two-thirds vote of the convention.

Here is the revised language:

In order to serve as a delegate from LPNM to the National Convention of the Libertarian Party, an individual must be a member of the Executive Committee, a member of the Central Committee, or a caucus member in good standing for 120 days preceding the State Convention at which the delegate is elected to serve at the National Convention. In the case of caucus members, the individual must have also provided 12 hours of volunteer service to LPNM in the 12 months preceding the State Convention (pro rated). The Secretary shall maintain records of volunteer hours served by caucus members. These requirements may be waived for a particular candidate on a two-thirds vote of the State Convention.

This changed delegate seasoning requirements AFTER any opportunity to fulfill them was allowed just two months before the state convention **and** added an additional burden for members who were already previously qualified under the seasoning requirements to fulfill in just two months – **and without proper notice as required by the Constitution and Bylaws**. It is further noted that without the Constitution and Bylaws yet being changed on the website, they may simply come to the convention

believing they are qualified only to be shocked to find out they are not. I anticipate that Mr. Luchini will state that they received an email notice about the proposed changes, but that is not the notice that they have a right to expect as the Constitution and Bylaws provide a completely method and time frame for notice (nor would they know if these proposals passed as most normal people do not read minutes for the sheer pleasure of it). These were done quickly and without proper notice.... Why? Mr. Luchini's representations about no members being affected is simply untrue as stated above, and further not necessary in order to object and nullify actions based on failure to provide the notice required by the New Mexico governing documents. Absolutely no one could have been affected (which is not true here) and the objection would still be valid. And Mr. Askin personally can have no way of knowing who joined or did not join in any given time period, neither can any other member. That is confidential information only in the possession of the governing body.

Lastly, absolutely no justification was given, as detailed in the Constitution and Bylaws, for what was the "urgent" need that is a prerequisite to even having a special Constitutional Convention. It seems specifically designed to exclude people who met the qualifications until this change was made.

These remain very troubling issues particularly since an LNC member is involved and considering the prior complaint against Mr. Luchini regarding Arizona, the attempt of the former Chair to engineer a coup in New Hampshire, and the current interference of an LNC staff member to change the delegate composition of Massachusetts.

Whether Mr. Luchini wishes to agree or not, this amendment is null and void. It can easily be done with proper notice in the future if that is what NM members wish to do.

Tyler Askin, prepared by parliamentarian Caryn Ann Harlos

Tyler Askin

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