

**MINUTES OF THE MEETING OF THE EXECUTIVE COMMITTEE
OF THE LIBERTARIAN PARTY OF NEW YORK
HELD ON THURSDAY, MAY 19, 2022 ON THE ZOOM MEETING APP**

MEMBERS PRESENT

William Cody Anderson, Chair
Anthony D’Orazio, 1st Vice-Chair
Duane J. Whitmer, 2nd Vice-Chair
Andrew M. Kolstee, Secretary
Lora L. Newell, Treasurer
Gabrielle S. Cordova, Member-At-Large
Paul M. Grindle, Member-At-Large
Richard F. Purtell, Member At-Large

MEMBERS ABSENT

Robert M. Arrigo, Member-At-Large
Pietro S. Geraci, Member-At-Large

OBSERVERS

Thomas D. Quiter, State Committee Member, Judicial District 6
Christopher M. Olenski, State Committee Member, Judicial District 6
Craig L. Colwell, State Committee Member, Judicial District 6
James M. Dayton, State Committee Member, Judicial District 7
Michael R. Rebmann, State Committee Member, Judicial District 8
Jeffrey J. Denecke, State Committee Member, Judicial District 10
Justin N. Carman, Albany County Vice-Chair
Jacob T. Cornell, State Committee Member-Elect, Judicial District 5
James M. Ostrowski, LPNY Attorney

The meeting was called to order at 9:02 p.m. by William Cody Anderson, Chair. Secretary Andrew Kolstee conducted a roll call and determined that a quorum was present.

Motion by Andrew Kolstee to **waive reading and approve the minutes of the March 10, 2022 Meeting of the Executive Committee, the March 22, 2022 Meeting of the State Committee, the March 28, 2022 Meeting of the Executive Committee, and the April 11, 2022 Meeting of the State Committee** was seconded by Duane Whitmer and passed by voice vote.

Motion by Andrew Kolstee to **dissolve the Public Engagement Committee and reorganize it into the Communications Committee to be chaired by Duane Whitmer and the Outreach Committee to be chaired by Jacob Cornell** was seconded by Paul Grindle and debated. Motion by Andrew Kolstee to **amend the motion to appoint Jacob Cornell and Duane Whitmer as co-chairs of the Public Engagement Committee** was ruled out of order after a point of order

raised by Anthony D’Orazio in that the amendment is a completely different motion. Andrew Kolstee challenged the ruling of the chair, which failed due to lack of a second. The original to **dissolve the Public Engagement Committee and reorganize it into the Communications Committee to be chaired by Duane Whitmer and the Outreach Committee to be chaired by Jacob Cornell** failed after a roll call vote 3-4, with Paul Grindle, Andrew Kolstee, and Duane Whitmer voting in favor and Gabrielle Cordova, Anthony D’Orazio, Lora Newell, and Richard Purtell voting against.

Motion by Andrew Kolstee to **appoint Jacob Cornell and Duane Whitmer as co-chairs of the Public Engagement Committee** was seconded by Richard Purtell and passed by voice vote.

Motion by Andrew Kolstee to **renew the appointment of Jame VanDewalker as County Contact of Allegany County for a three-month term set to expire on September 22, 2022** was seconded by Anthony D’Orazio and passed by voice vote.

Motion to **accept the resignation of Christian Beachler as County Contact of Greene County on May 17, 2022** was seconded by Anthony D’Orazio and passed by voice vote.

Motion by Andrew Kolstee to **renew the appointment of Brian Wells as County Contact of Washington County for a three-month term set to expire on September 22, 2022** was seconded by Brian Wells and passed by voice vote.

Motion by Andrew Kolstee to **demote resigned Delegate to the Libertarian National Convention Erin Becker** and promote **Charles Atkinson as Delegate to the Libertarian National Convention** was seconded by Anthony D’Orazio passed by voice vote.

Duane Whitmer resigned as Delegate to the Libertarian National Convention.

The Chair indicated that Susan Overeem-Cummings resigned as a Delegate in the LPNY Discord Server. National Credentials Committee Representative Justin Carman reported that Matthew Guilianelli is not going to the Libertarian National Convention.

Motion by Andrew Kolstee to **demote Duane Whitmer and Susan Overeem-Cummings as Delegates to the Libertarian National Convention and Matthew Guilianelli as Alternate Delegate to the Libertarian National Convention and promote Francisco Olvera, Jonathan Howe, and Joseph Armao as Delegates to the Libertarian National Convention** was seconded by Richard Purtell and passed by voice vote.

Andrew Kolstee raised a point of order and indicated that Joseph Armao should have not been appointed Delegate to the Libertarian National Convention since there were only two positions available.

Motion by Anthony D’Orazio to **amend the previously adopted motion and demote Delegate to the Libertarian National Convention Joseph Armao back to Alternate Delegate to the Libertarian National Convention** was seconded by Lora Newell and passed by voice vote.

Motion by Anthony D’Orazio to **demote Juan Ayala as Alternate Delegate to the Libertarian National Convention** was seconded by Andrew Kolstee and passed by voice vote.

Motion by Richard Purtell to **enter Executive Session to discuss active litigation** was seconded by Andrew Kolstee and passed by voice vote.

The meeting entered Executive Session at 9:32 p.m.

Executive Session was adjourned at 9:50 p.m.

Motion by Andrew Kolstee to **direct the Chair to sign the agreement proposed by Michael Dowden as reviewed and revised in Executive Session (Exhibit 1)** was seconded by Anthony D’Orazio and passed by voice vote.

Motion by Lora Newell to **adjourn** was seconded by Richard Purtell and passed without objection.

The meeting was adjourned at 9:52 p.m.

Andrew Martin Kolstee,
Secretary

Exhibit 1 (page 1 of 2)

AGREEMENT AND RELEASE

The undersigned parties hereby agree as follows:

- LPNY and its affiliates have and shall terminate all litigation and threats of litigation against the NCLP, the LCNY and any of its officers personally and shall withdraw any and all allegations and claims.
- Mr. Dowden states that he is the Treasurer and de facto CEO of LCNY and authorized to make this agreement on its behalf.
- LPNY shall state in writing, in the form of a signed, notarized acknowledgement (THIS DOCUMENT) that:
 - "The turnover of the username and password of the domain registrar account to which the two (2) domain names, lpny.org and lpny.net, are registered, along with the domain names themselves, shall constitute full and final satisfaction of any and all claims and disputes between the parties."
- The LPNY states that it has received from Mr. Dowden a complete database and mailing list of about 1813 entries. LCNY may use this database for any lawful purpose.
- The LPNY has no knowledge of and makes no allegations that Mr. Dowden is in possession of any other property of concern to the LPNY other than what is referred to above.
- the LPNY states that it has no pending disputes with NCLP and has no plans to initiate any new litigation or revive any old litigation against NCLP.
- Upon service by email of a copy of said acknowledgment, Michael Dowden shall immediately provide to the LPNY any and all account information, users names and passwords necessary to allow the LPNY to renew, transfer or take any other appropriate action with respect to the above domain names.
- If such information is inaccurate or incomplete or does not allow said transfers and renewals and other action to take place, the remainder of this agreement shall be voided upon email notice to Mr. Dowden.

Exhibit 1 (page 2 of 2)

Abbreviations:

- ISC - Interim State Committee of the Libertarian Party of New York
- LPNY - Libertarian Party of New York
- FLPI - Free Libertarian Party, Incorporated
- NCLP - Nassau County Libertarian Party
- LCNy - Libertarian Club of New York
- NYSBOE - New York State Board of Elections

LPNY, By Cody Anderson,
Chairman

Michael Dowden

ACKNOWLEDGED BEFORE ME
THIS _____ DAY OF APRIL, 2022

ACKNOWLEDGED BEFORE ME
THIS _____ DAY OF APRIL, 2022
