

I sent this message to the entire board of the ACNA on 4-30-07. I have still not received any acknowledgement from any of the EC members.

Dear ACNA Board Member,

I believe that I have answers to my previous questions, although I am a bit disappointed by the lack of responses. I hope to open a dialog with the ACNA BOD, but I heard back from only two of the people that I sent my queries to: Mike Collier and Craig Liechty. Below are the answers to my questions, as I have received them. If you feel that any of these are inaccurate, I very much look forward to your corrections or amplifications.

As a result of the answers that I received, I now have a few more questions. I'm afraid that these questions are a bit more difficult to answer, but then it would seem that the situation is far from simple. Once again, I have tried to provide questions that have straightforward, factual answers so that you may answer them easily. If you could be so kind as to provide a quick response, I would be most grateful.

Previous questions:

1.) Who currently is on the board of directors of the ACNA? I mean fully installed, not simply voted into office.

The board is automatically installed at the beginning of the year.

Keith Anderson (thru 12/31/2009)

Kent Anderson (2008)

Mike Fisher (2008) (contested - see below)

Don Gruenler (2007)

Matt Hull (2009)

Craig Liechty (2007) (contested - see below)

Mark Sampson (2007)

Dean Treadway (2009)

Mike Veglia (2008)

Four members of the executive committee, excluding Craig Liechty, have attempted to terminate the terms of directors Liechty and Fisher. Liechty and Fisher are contesting that action.

2.) When was the last ACNA BOD meeting that had a quorum held?

The last meeting with a quorum was November 2006.

3.) Since the time of that meeting, when have BOD meetings been called?

Who has called them? Who was invited to each of those meetings? Who was not able to attend each of those meetings?

Meetings have been called in each month since the last meeting. President Anderson called all of the meetings except the April 5th meeting that was called by directors Gruenler, Hull and Treadway.

Invitations and potential attendance were as follows:

December 2006 -- Directors Collier, Fisher, Gruenler and Liechty were not able to attend.

January, February, March, April 2007 -- Directors Fisher and Liechty were not invited -- Directors Gruenler, Hull and Treadway refused to meet until directors Fisher and Liechty were recognized and invited.

April 5, 2007 -- Directors Anderson, Anderson, Sampson and Veglia were unable to attend the meeting due to a technical error (a typo in the distributed teleconference information).

4.) When is the next BOD meeting scheduled?

President Anderson has called a meeting for April 26th -- Directors Fisher and Liechty were not invited.

5.) Has the 2007 board of directors been installed?

Yes. As stated above, the board is automatically installed at the beginning of the year.

6.) Has the BOD elected a 2007 Executive committee for the ACNA?

No. Since no successors have yet been chosen, the officers elected in January 2006 are still in office.

8.) Who are the current members of the Executive committee of the ACNA?

>From the ACNA web site:

Keith Anderson -- President

Dean Esmail -- Vice President

Mark Sampson -- Treasurer

Mike Veglia -- Secretary

No Chairman listed on the web site.

9.) When has the Executive committee of the ACNA met since November 2006?

The last full executive committee meeting was in December 2006. The executive committee has met a number of times since that meeting, but Craig Leichthy has not been invited or notified of the meetings.

10.) Who approved funding for the Audi TT for the ACNA raffle?

Unknown. It is assumed that the Executive Committee approved the funding as the board has not met to discuss this.

And now, the new questions:

11.) During the teleconference with the chapter representatives on October 30, Mark Sampson and Keith Anderson both told the reps that the term limit bylaw amendment would not cause the removal of Craig Leichthy or Mike Fischer from the Board of Directors. When pressed that the amendment, as written, provided no such sunset clause, both Mark Sampson and Keith Anderson stated that they will ignore this and absolutely not do anything to remove Craig Leichthy or Mike Fisher from the BOD. As members of the Executive Committee that is attempting to oust Mr. Leichthy and Mr. Fisher, they appear to have had an abrupt about face. What prompted such a change of opinion and caused them to pursue an action that they promised the Chapter Representatives, and thus the entire club, that they would absolutely not pursue?

12.) The Executive Committee met to discuss the removal of Mike and Craig at some point in December. Was then-director and Executive Committee Chairman Craig Leichthy notified and invited to this meeting? Did he participate in the meeting?

13.) Although the Executive Committee is entrusted with bylaw compliance, the board of directors holds power of bylaw interpretation. After the amendment passed, did the BOD discuss and decide upon the effect of the bylaw amendment would have upon Craig and Mike? If not, who interpreted the bylaw amendment to require the removal of Mr. Leichthy and Mr. Fisher and authorized the Executive Committee to exact compliance?

15.) Above all else, the bylaws do not appear to have any provision whatsoever to remove a board member. Only the removal of Executive Committee members are included in the bylaws, and only then by a vote by the Board of Directors. When was the authority granted to the Executive Committee to remove a BOD member and who granted that authority?

16.) As stated above, only the BOD has the authority to remove an Executive Committee member from office. Although the four members of the Executive Committee do not regard Craig as a BOD member, he is still Chairman of the Executive Committee, just as Dean Esmail remains the Vice President. Why has the EC not notified Craig of EC meetings and allowed him to participate?

17.) According to the ACNA BOD meeting minutes dated February 2005, the Executive Committee cannot approve expenditures; it can only make recommendations to the board of directors. Again, who approved the funding for the ACNA raffle? If it was the Executive Committee, have other expenditures been approved by the Executive Committee?

18.) According to the ACNA BOD meeting minutes dated February 2005, the Executive Committee must provide both an agenda and minutes to the BOD for the EC meetings. Has the EC the done so for all the meetings that they have held since the last BOD meeting in November 2006?

At this point I am simply trying to gather information and understand what is taking place in the administration of the ACNA. My ultimate goal is to be reassured that everything is under control, proper procedures are being adhered to and the chain of command is operating smoothly. Anything that you can offer to give me this assurance would be greatly appreciated.

Once again, thank you for your time and patience.

Regards,

Jonathan Porath
ACNA Member number xoxox