

July 13, 2018

To Lori Stacey,

We the duly elected Chair and Vice chair of the SD State Constitution Party along with Frank Fluckiger Chair of the National Party are writing you this letter in hopes of avoiding a public display of discord within the party at this critical time. We want you to know that we acknowledge and are grateful for the positive things you have done for the party and thank you for your service.

After careful consultation with the National Officers and their Parliamentary Consultant, it has come to our attention that, you can no longer function as Chair of the State Party, for several reasons which we will site below.

1. You don't currently have residency in SD, although you are a registered voter. To serve as Chair without residency is in violation of SD code and the spirit of the Party bylaws.
2. You did not have a treasurer, Under SD code and Roberts Rules you cannot be Chair, Secretary, and Treasurer at the same time. There is some concern that there may have been mis-use of funds.
3. You have not performed your duties as per the bylaws. Specifically appointing officers, calling meetings, keeping minutes, and fulfilling national commitments.
4. You filed amendments with the state that were not voted on properly.
5. Filed documents with the state clearly show Lora Hubbel as Chair and Joel Bergan as Vice-chair. You are currently the Secretary/Treasurer.

In 2016 you were relieved of your duties, honorably, when new officers were elected at Convention. There is nothing in our bylaws about how to resign from office so Roberts rules step in, and anything in the SD code that might apply. Although Lora did express her desire to step down, this did not give you the authority to regain the chair. Under the bylaws, Joel Bergan, the Vice Chair elect, would fill the position. If he also expressed a desire to resign the Executive Committee would have had to decide who would fill the position. The State of SD has no record of a change of officers by resignation or election back to you. The 2016 Election is official.

Although you have been doing some things a chair would do, at this time, you have no authority to act as Chair and will need to cease and desist. The Convention will be chaired by Lora, Joel, or a Duly elected, by the delegates, Protem Chair. Because of the 2016 election where you were elected to the position of Secretary/Treasurer. You will need to take minutes at convention and produce a detailed Treasurer's Report for the membership that day.

We are asking you to let the Convention proceed without conflict with Lora or Joel as Chair, or with a duly elected Protem Chair, elected by the delegates at Convention. If you care about the party and the process of representative government, you will see that this is in everyone's best interest. We would ask you to perform your duties as the Secretary/Treasurer or let us have the body elect a Protem Secretary in your place. Please let us know of your intentions in this matter so that we will know how to proceed. We know this is hard for you and hope you will take the high road for the Party's sake.

Thank You for your help with this and everything,
The South Dakota Constitution Party State Chair and Vice-chair Lora Hubbel and Joel Bergan,
National Chair Frank Fluckiger

Frank Fluckiger