

DRAFT August 09, 2009

Procedures for Recall.

The recall petition is to be sent to the secretary of the LSB.

The secretary will forward it within 2 days to the General Manager, and notify the Chair of the PNB of the arrival of the petition.

Substitute:

The secretary will forward it within 2 days to legal counsel , previously designated by the PNB , for a determination of whether or not the petition is alleging behavior that is “adverse to the best interest of the Foundation or the local radio station”. The Secretary will notify the Chair of the PNB of the arrival of the petition at the same time. Counsel is to return it to the Chair of the PNB within 5 working days. If the decision is affirmative, the Chair of the PNB will notify the GM of the station within 2 days of the need to certify the petition. If it is negative, the PNB chair will notify the petitioners that their charges have not met the legal standard necessary, and the recall will not occur.

The General Manager will have 10 working days from receipt of the petition to certify that the names on the petition are authentic and of sufficient number to satisfy the bylaw requirement of 2% of the membership of the class of the delegate. The GM will notify the secretary of the LSB **immediately** when that determination is made.

The record date for the recall election will be the date that the GM certifies the petition, and only members in good standing at that time are entitled to vote. The secretary, upon receipt of the certification will **immediately** notify the Chair of the PNB that a recall election must be held, with the record date of the petition. The Chair will **immediately** notify the delegates subject to recall of the record date.

The Chair of the PNB shall appoint an agent to supervise the conduction of the election or otherwise see that the election is conducted fairly. The ballots are to be distributed between 45 and 60 days from the record date. They are to be returned **as postmarked within 21 days of their mailing date. Ballots are to be counted and a result declared by the election supervisor within 15 days of the return date of the ballots.**

The ballot will consist of the text of the recall petition, exactly as submitted, **an explanatory statement of the charges in the petition by the petitioners of no more than 1000 words, and a statement from the delegate subject to recall of no more than 1000 words plus the number of words in the petition. The additional statement by the petitioners must be submitted within 10 days of the record date and will be immediately forwarded to the delegate.** The delegate’s statement is required to be filed 21 days before the mailing date determined by the election supervisor. The ballot shall have as responses only yes or no that the delegate should be recalled.

Delegates subject to recall and petitioners shall have equal access to the mailing list for the eligible members. **Any challenges to the names on the lists will be resolved by the appointed supervisor in consultation with the General Manager.**

All recall elections must be completed prior to 21 days before the date for sending out of ballots for a general election, if any delegate subject to recall is up for election in that general election.

The election shall be subject to the quorum rules for the class, and the recall will be deemed to have failed if a quorum is not reached.

GEORGE REITER