

ABATE OF NYS, INC.  
SPECIAL BOARD MEETING  
NOVEMBER 21, 2009  
BINGHAMTON, NY

Beth called the meeting to order at 11:05am. Roll call was taken with 10 voting members of the Board present and with 1 non-voting Board member present. This is due to the fact that this member is currently involved in the impeachment process, and therefore has no vote.

Beth started the meeting by reading Tim's response to the Boards request for his resignation.

The letter read as follows: Ms. Grasby: Following legal consultation, be advised that I refuse to submit to the action attempted to be perpetrated upon me by Motion B47-09 of August 15, 2009. This ill-advised motion was voted on by secret ballot, in clear violation of Article IX.C.4, which states that the election of State Officers shall be the only Secret Ballot allowed. As such, Motion B47-09 is nullified through its erroneous presentation, and I am immediately and appropriately resuming fiscal and voting activity. Tim also sent a copy of this response to State Board; ABATE of NY, Inc. and Michael A. de Freitas, Esq.

Beth informed Tim "Roadkill" Werder that according to the By-Laws the Secret Ballot article he is challenging with applies to "State Meetings," not "Board Meetings," which are governed by the preceding Paragraph 3.

Tim then demanded to know why the Board had contacted the lawyer for ABATE of NYS, Inc. in the first place. Beth stated that this had already been explained once before and that we were not about to discuss it again.

Beth then stated that per the Articles of Impeachment when Tim provided us with his response he at no time requested a hearing on the charges brought against him. Beth said that it was time for the Board to move forward.

**Motion #B58-09** made by Beth, 2<sup>nd</sup> by Suzi and Michael to impeach Tim "Roadkill" Werder as president/director of ABATE of NYS, Inc. The vote was as follows 6 yes, 2 no, and 2 abstain. Motion carried.

**Motion #B59-09** made by Michael, 2<sup>nd</sup> by Suzi that Tim "Roadkill" Werder not be allowed to seek, run or hold any office elected or appointed on the State or Chapter level for 1 year, effective 11/21/09, in ABATE of NYS, Inc. The vote was as follows 8 yes, 2 no. Motion carried.

**Motion #B60-09** made by Michael, 2<sup>nd</sup> by Beth to remove Tim "Roadkill" Werder from office as the president/director of ABATE of NYS, Inc. The vote was as follows 8 yes, 2 no. Motion carried.

**Motion #B61-09** made by Tom, 2<sup>nd</sup> by Beth to close the meeting. Unanimous

Meeting closed at 11:35am.

Kathy A. Grasby  
Secretary