

May 6, 2007

EPGBA Board Members:

I have reviewed the EPGBA By-Laws and the written ballots from the April 15, 2007 EPGBA Board election. According to my review there is a problem with the election result for the position of president only.

According to the By-Laws the officers are selected by the Board:

**EPGBA By-Laws Section 4.01:** *“The President, Vice-President(s), Secretary and Treasurer shall be elected from the Board of Directors.”*

Further, motions of the Board are passed by a majority of those present:

**EPGBA By-Laws Section 3.07:** *“... a quorum for the transaction of business at any meeting of the directors shall consist of two-thirds (2/3) of the entire membership of the Board, and the act of a majority of the directors present at a meeting at which a quorum is present shall be the act of the board.”*

Currently, there are 21 board members on the EPGBA board and there were 20 members present at the time of the April 2007 election (i.e., a quorum). According to the standard interpretation of Robert’s Rules of Order (allowed by EPGBA By-Laws Section 6.01), a majority of those present would have been 11 members.

Below is a summary of the ballots received:

David Jirele - 10 votes to elect  
Jamie Willeck - 9 votes to elect  
1 ballot with no vote to elect

Although David Jirele received the highest number of votes, he did not receive a majority from those present. Therefore, the motion to elect a president did not pass. Meaning, the EPGBA has no president at this time.

According to the By-Laws, if there is a vacancy among the officers the position must be filled by the Board:

**EPGBA By-Laws Section 4.03:** *“If there is a vacancy among the officers of the corporation by reason of death, resignation or otherwise, such vacancy shall be filled for the unexpired term by the Board of Directors. “*

Respectfully submitted,

Bruce Schaepe  
EPGBA Secretary 2007-2008  
EPGBA Vice President 2006-2007