

**RESOLUTION FOR CONSIDERATION AT
THE DCRP COUNTY NOMINATING CONVENTION
ON APRIL 14, 2018**

PROPOSED RESOLUTION

Removing Members of the DCRP State Central Committee

The DCRP C&B Committee has reviewed this Resolution and voted unanimously (6-0) to recommend a "NO" vote.

Sponsor: Elaine Oaks

Signatories: Kristie Kearns, David Irvine, Dikki Spendlove

WHEREAS, the governing body of the Utah Republican Party is the State Central Committee (SCC), which is comprised of approximately 184 members representing all 29 counties in Utah with 16 of the members from Davis County;

WHEREAS, a vocal minority of 51 members of the SCC have recently called two emergency meetings when no bona fide emergency existed;

WHEREAS, the true purpose of these emergency meetings was to undermine Utah GOP chair and to adopt bylaws to intentionally violate state law to set up another legal challenge;

WHEREAS, 13 of the 16 SCC members FROM Davis County have participated in calling emergency SCC meetings (and are part of the so-called "Gang of 51");

WHEREAS, the 13 Davis SCC members are Scott Balaich, Peter Cannon, Drew Chamberlain, Julie Edwards, Heather Gardner, Don Guymon, Teena Horlacher, Brady Jugler, Janice Legler, Lemar Luke, Lee Skabelund, Helen Watts, and Phill Wright (the "Davis 13");

WHEREAS, it requires 49 members to call a special meeting of the SCC and the Davis 13 represent 26% of those who called the emergency meetings;

WHEREAS, the UTGOP bylaws have a 40-member quorum requirement which is less than one-fourth of the SCC;

WHEREAS, an absurdly low quorum requirement can be abused and potentially allow drastic changes to Party governing documents to be made by a small minority of members;

WHEREAS, never in the history of the UTGOP has a special meeting been called without coordinating with the Chair to set the meeting date and secure the meeting location;

WHEREAS, neither the UTGOP Chair nor Vice-chair could attend the emergency meeting held on December 16, 2017;

WHEREAS, the UTGOP Chair declared the December 16, 2017 emergency meeting to be invalid because the only two people per the UTGOP bylaws who are permitted to chair a State Central Committee meeting are the Chair or Vice-chair and the meeting did not meet the notice requirements;

WHEREAS, at the invalid December 16, 2017 emergency meeting, 38% of the 184 SCC members were credentialed;

WHEREAS, at the invalid December 16, 2017 emergency meeting business included UTGOP bylaw changes;

WHEREAS, a regularly-scheduled SCC meeting was held on January 27, 2018 with 70% of the SCC members credentialed;

WHEREAS, the Gang of 51 during the January 27th State Central Committee meeting, revoked or denied the continued membership status of the Utah Black Republican Assembly, the Utah Federation of Republican Women, the Young Republicans, the College Republicans, the Teenage Republicans (TARS), the Latino Coalition Caucus and Rural Utah Republican Alliance pursuant to a bylaw authored by Davis County State Central Committee member, Don Guymon;

WHEREAS, another SCC emergency meeting was held on February 24, 2018 by the Gang of 51 pursuant to another call that failed to meet notification requirements;

WHEREAS, only 45% of the SCC members were credentialed for the February 24, 2018 emergency meeting;

WHEREAS, during the February 24, 2018 emergency meeting the Gang of 51 once again changed Party bylaws, this time with only 48 votes — which is 27% of the SCC;

WHEREAS, the bylaw changes during the special February meeting immediately forced forfeiture of party membership of any and all signature gathering candidates in Congressional Districts 1 & 2;

WHEREAS, the bylaw changes included a purity test for candidates as well as violated the UTGOP Constitution Article 1(B), the 14th Amendment to the United States Constitution and state law;

WHEREAS, the proposed bylaw changes would have potentially prevented all Republican candidates in Utah from appearing on the ballot with their party affiliation listed;

WHEREAS, Rules of Order (newly revised) provides that *“No motion is in order that conflicts with the laws of the nation, or state, or with the assembly’s constitution or by-laws, and if such a motion is adopted, even by a unanimous vote, it is null and void. No rule that conflicts with a rule of a higher order is of any authority.”* (RONR Article VIII Vote. 47);

WHEREAS, the Utah Republican Party Platform states “We support the ‘Rule of Law’ and believe in upholding the law of the land.”;

WHEREAS, the Davis 13 have participated in and were complicit in passing bylaw changes that they admitted were in direct violation of State and Federal law;

WHEREAS, the Davis 13 are not accountable to the people they represent;

NOW, THEREFORE, LET IT BE RESOLVED that the members of the Davis 13 who were voted in as at-large members should be immediately removed as Davis County SCC members;

LET IT BE FURTHER RESOLVED, that removal from the SCC office does not include the two ex-officio positions held by the DCRP Chair and Vice-chair;

LET IT BE FURTHER RESOLVED, that the vacancies created by the removal of these DCRP SCC members be filled in accordance with the DCRP bylaws beginning with Kathleen Anderson on the alternate list and continuing on until the list is exhausted;

LET IT BE FURTHER RESOLVED, that should the alternate list be exhausted any future DCRP SCC vacancies should be accomplished pursuant to the DCRP Constitution and Bylaws;

FINALLY, LET IT BE RESOLVED, that all DCRP SCC members be required to have a roll call vote for all votes taken in all SCC meetings.