

PARTY RULES AND REGULATIONS

AT A MEETING OF THE INDEPENDENCE PARTY COUNTY COMMITTEE, held in Little Valley, New York, on the 30th day of September, 2010.

The Cattaraugus County Independence Committee of the County of Cattaraugus, New York, duly elected and established by the Independence electors of the County of Cattaraugus, New York, does hereby enact and adopt the following Rules and Regulations for the governing of the Independence Party of Cattaraugus County.

ARTICLE I

GENERAL PROVISIONS AND DEFINITIONS

Section 1. The Independence Party of the County of Cattaraugus shall be constituted by the voters enrolled as members of the Independence Party in the County of Cattaraugus.

Section 2. The representative body of the Independence Party in the County of Cattaraugus shall be the County Committee to be known as the Cattaraugus County Independence Party County Committee.

Section 3. FUNDS AND FINANCES. No funds may be solicited, accepted or raised in the name of, or on behalf of the Independence Party of Cattaraugus County, or any subdivision thereof, without specific authorizations in writing from the County Chairman. The County Chairman shall, in his/her discretion, prescribe such rules and regulations for any financial or fund-raising activities for and on behalf of the Independence Party of Cattaraugus County or any subdivision thereof.

Section 4. INDEPENDENCE PARTY CLUBS AND COMMITTEES. No person or group of persons may organize or maintain an Independence Club or Committee or use the Independence Party name or emblem without the approval of the Executive Committee: provided, however, that the County Chairman may grant such approval when the Executive Committee is not in session and such approval shall be subject to action of the Executive Committee at its next meeting. Any such Independence Club or Committee shall be deemed a "party committee" as defined by Section 10 of the New York State Election Law. The Executive Committee may institute legal action against any Club or Committee that has not obtained the required approval, or Clubs and Committees that utilize similar, abbreviated, or deceptive names that can cause confusion among party members and voters.

Section 5. DEFINITIONS. The meaning of the following terms and words as used in these party rules and regulations shall be construed and interpreted and defined as follows:

NEW YORK STATE
BOARD OF ELECTIONS

2010 OCT -5 PM 1:24

FILED

VOTE. The term "vote," as it applies to a County Committeeman, whenever he or she shall be voting in a meeting of the County Committee, shall be weighted by the party vote in his or her election district for governor at the last preceding gubernatorial election, or, in the case of boundaries of such district have been changed or a new district has been created since the last preceding gubernatorial election, his or her "vote" shall be one-half of the party vote cast for member of the Assembly or in the event there was no election for member of Assembly, then one-half of the party enrollment in such district at the last preceding general election, all as set forth in the Election Law of the State of New York.

Each member of the Executive Committee shall be entitled to one vote in meetings of the Executive Committee.

QUORUM. At any meeting of the County Committee or of a City/Town/Village Committee, a "quorum" shall be twenty percent (20%) of the County Committeemen entitled to vote at such meeting and present in person or by proxy, said 20% to be determined by and based upon the "vote" of such committeemen as herein defined.

A "quorum" of the Executive Committee (after its initial meeting) shall be four members present at any meeting in person or by proxy.

A "quorum" of any other Committee described herein shall be a majority thereof present in person or by proxy.

NOTICE OF MEETING. A "notice" of meeting as hereinafter used in these party rules and regulations shall refer to the written notice to the person specified, mailed in the U.S. Mail and addressed to him or her at the address as contained in the records of the Secretary of the Cattaraugus County Independence Committee or at the address contained on the designating petition on file in the office of the Board of Elections by which such member was nominated for the position, except insofar as any "notice" or "notice of meeting" may hereinafter be specifically described to be given in another manner. All meetings of the County Committee as hereinafter set forth in these party rules and regulations shall be called upon three days' written notice by mail.

ARTICLE II

EMBLEM

Section 1. The emblem of the Independence Party of the County of Cattaraugus shall be the representation of an American Eagle wrapped in an American flag, imposed upon a capital "I," as selected and certified by the Independence Party and filed in the office of the New York State Board of Elections.

ARTICLE III

COUNTY COMMITTEE

Section 1. The Independence Party County Committee shall be the central organization and the

general committee of the Independence Party in the County of Cattaraugus, and shall have the care of the interests and be charged with the administration of the affairs of the Party in the County and with the promotion of measures for the harmony, efficiency, success and welfare of the Independence Party.

Section 2. AUTHORITY AND POWER. The County Committee shall have the general authority over the Independence Party organization of the County and every subdivision thereof, including, but not limited to, the City/Town/Village and Villages. All committees of the Cattaraugus County Independence Party shall be under the jurisdiction of the County Committee and subject to such provisions and regulations as it may proscribe.

Section 3. MEMBERS - NUMBER, QUALIFICATIONS AND METHOD OF SELECTION. There shall be elected within the County, biennially, in even numbered years, at the official primaries provided for in the Election Law, an Independence Party County Committee consisting of two members from each election district in the County who shall be enrolled voters of the Independence Party, residing in the Assembly District containing the election district in which they are elected.

Section 4. MEETINGS. Organization Meeting: The County Committee shall, within twenty (20) days after its election, meet and organize by the adoption of rules and regulations, the election of such officers as these rules provide, and transact such other business as may come before it in a time and place to be designated by the Chairman. The Chairman, or the Secretary, if designated by the Chairman of the outgoing County Committee, shall preside until a Chairman of the new County Committee is elected, and the Secretary of the outgoing County Committee shall act as such Secretary until a Secretary of the new County Committee is elected. The organization meeting shall be a mandatory meeting of the County Committee, and in the event of the failure of the Chairman to issue the call for such meeting before the tenth day prior to the last day of the holding of such meeting as provided in the Election Law or by these rules, then such call may be issued and the time and place of such meeting fixed by a majority of the Executive Committee.

Primary Designation Meeting: In the discretion of the Chairman of the County Committee, the County Committee shall hold a primary designation meeting at such time and place in each year as shall be fixed by the Chairman.

Other Meetings: The Chairman, upon petition in writing signed by Committeemen representing not less than forty five percent (45%) of the vote of the entire County Committee must call special meetings, notice of which shall be issued by the Chairman for the purpose stated in said petition, within fifteen (15) days after service upon the Chairman of the petition personally or by registered mail, and such meeting shall be held not later than twenty (20) days after such service of the petition. In the event of the failure of the Chairman to call a special meeting upon said petition, a majority of the Executive Committee may call said meeting.

The Chairman may also call any special meeting on his own initiative.

Section 5. VACANCIES. Vacancies, including resignation, in the Committee shall be filled in the manner provided in the Election Law, except that such vacancies may be filled temporarily by appointment

by the Chairman during the interim between County Committee meetings and entitled to voting privileges at the County Committee and the committees thereof. The appointed member shall hold office for the balance of the term or until the vacancy shall be filled by the County Committee.

Section 6. ORDER OF BUSINESS AT MEETINGS. The following order of business shall be maintained unless changed by unanimous consent.

1. Pledge of Allegiance.
2. Credentials Committee report and Roll call (may be made by collective proxies).
3. Filling of vacancies.
4. Adoption of rules or amendments, if any.
5. Election of officers.
6. Communications, Petitions, Motions and Resolutions.
7. Miscellaneous business.
8. Adjournment.

Section 7. VOTES AT MEETING OF THE COUNTY COMMITTEE. At all meetings of the County Committee, all matters requiring a vote of the members shall be decided by voice vote or by a show of hands if the Chairman of the meeting shall so direct. In the event that persons in attendance entitled to cast at least one-half of the votes of the Committee in attendance demand a roll-call vote on any question, the Chairman shall direct the Secretary of the meeting to call the roll.

Section 8. RULES OF ORDER.

- (a) No member shall speak more than once on the same question to the exclusion of any other member.
- (b) No member shall speak more than five (5) minutes at a time without the general consent of the County Committee.
- (c) In all other cases, the Committee shall be governed by the rules as set forth in the most recent edition of Robert's Rules of Order Newly Revised, except as otherwise provided herein.

ARTICLE IV

OFFICERS

Section 1. NUMBER. The Officers of the County Committee shall be:

1. Chairman.
2. Secretary.
3. Treasurer.
4. Vice Chairman.

Section 2. QUALIFICATIONS AND ELECTION. Such officers shall be enrolled voters of the

Independence Party residing in Cattaraugus County but need not be members of the County Committee and shall be elected by the County Committee present in person or by proxy at the organization meeting.

Section 3. TERM OF OFFICE. Each officer shall be elected for a term of two years, and each officer shall hold office until their successors are duly chosen.

Section 4. DUTIES OF OFFICERS. The Chairman shall preside at all the meetings of the County Committee and the Executive Committee, and be, *ex officio*, a member of all committees, appoint all standing committees (unless otherwise provided in these rules), the credentials committee for all meetings, and shall, in addition to performing the duties imposed upon him by law and custom and by the rules of the County Committee, be charged with the duty and have the power to direct and manage within the County, all campaigns for Federal, State, County and City/Town/Village Offices.

The Chairman may issue the party call each year for the 8th judicial district convention at such times and in such manner as required by the Election law and the Rules and Regulations of the State Committee of the Independence Party.

The Chairman shall designate and authorize in writing the convener of the biennial organizational meeting of the County Committee to convene such organizational meeting at a time and in such manner as required by the Election Law and the Rules and Regulations of the State Committee of the Independence Party.

The Chairman may, from time to time, employ additional personnel for the conduct of the affairs of the County Committee, at such compensations as may be fixed by the Executive Committee.

The vice chairman shall become the acting chairman in the event of a vacancy in the chairmanship, and shall serve as acting chairman until the vacancy is filled pursuant to Section 5 hereof.

The Secretary shall, in the absence of the Chairman, preside at all meetings of the County Committee and Executive Committee and shall perform all duties required to be performed by the Chairman, except as such may be inconsistent with the Election Law or these rules and regulations.

The Secretary shall notify the members through the mail of the time and place of all meetings, except as otherwise provided in these rules, keep a true report of all proceedings of the County Committee and Executive Committee and a roll of the members with their respective places of address, and shall act as Secretary of all standing committees, and shall keep a record of the proceedings thereof.

The Treasurer shall receive all monies of the County Committee, and keep an accurate account thereof, when received and for what expended, deposit the same to the credit thereof, and in the name of this Committee, in such bank or banks, trust company or trust companies, as designated by the Executive Committee, and shall make all payments by check on receipt of an authorization of, or a bill approved for payment by the Chairman. He shall present a written report showing amounts received and paid by him since the preceding report and the balance on hand: and shall submit his annual report, duly audited, showing the total receipts and disbursements for the year, to the Chairman and the Executive

Committee when requested by them or either of them.

All checks of the County Committee and the Executive Committee must be signed by the Treasurer and / or the Chairman of the County Committee.

Section 5. VACANCIES. A vacancy in the office of the Chairman shall be filled at a meeting of the entire County Committee to be called and held for the purpose of filling such vacancy not more than thirty (30) days after such office becomes vacant. A vacancy in the offices of the Secretary, Treasurer, or Vice Chairman shall be filled at the next meeting of the entire County Committee after such office becomes vacant or if such committee is not in session, by the executive committee, and until such successor shall be elected, the Chairman shall appoint an enrolled voter of the Independence to fill such vacancy, and such appointee shall hold office until such successor has been duly elected.

ARTICLE V

STANDING COMMITTEES

Section 1. The standing committee of the County Committee shall be an Executive Committee.

Section 2. EXECUTIVE COMMITTEE. The Executive Committee shall consist of the Chairman, Secretary, Treasurer of the County Committee, Vice Chairman and three at-large members, who shall be appointed by the officers of the County Committee, at the initial meeting of the Executive Committee, which must be held within ten (10) days of the organization meeting, at such time and place as the Chairman may designate. The Executive Committee members shall be enrolled voters of the Independence Party.

The Chairman of the County Committee shall be the Chairman of the Executive Committee and the Secretary of the County Committee shall be the Secretary of the Executive Committee.

At all times when the County Committee is not actually in session, the Executive Committee shall have, possess, and exercise all the rights, privileges, powers, and duties which the County Committee may possess, and exercise under the Law and these rules. The Executive Committee may delegate any of its powers and duties to a sub-committee thereof or to the Chairman thereof.

The Executive Committee is granted general authority over all subdivisions of the Party in Cattaraugus County and is empowered to resolve any and all internal issues and disputes of the Party.

If a vacancy occurs in the positions of Vice-Chairman and / or Member of the Executive Committee, the Chairman shall appoint an enrolled voter of the Independence Party to fill such vacancy, and such appointee shall hold office until such successor has been approved by a vote of either the Executive Committee or the County Committee.

Regular meetings of the Executive Committee shall be called by the Chairman, or on the petition of a majority of the members of the Executive Committee. Notices of any Executive Committee meeting shall be in writing and mailed, faxed and/or emailed to each member two (2) days prior to such

meeting and such notices shall specify the purpose of the meeting and no business other than that stated in the notice shall be transacted except upon the unanimous consent of the members personally present or by proxy. In the event of an emergency, a 24 hour notice may be employed. Such 24 hour notice must state the emergency requiring immediate party action.

The Executive Committee may amend these rules by a 2/3 majority vote at any meeting thereof. Such amendments shall be effective immediately. Any amendments adopted by the Executive Committee shall be approved by majority vote of the full committee at its next meeting.

Section 7. The Chair and members of the Standing Committees, except the Executive Committee, shall be appointed by and serve at the pleasure of the Chairman.

Section 8. The Chairman shall appoint the Chair and members of all other Committees created by a duly adopted resolution of the County Committee or the Executive Committee.

ARTICLE VI

CITY/TOWN/VILLAGE COMMITTEE

Section 1. NO TOWN / CITY / VILLAGE COMMITTEE SHALL BE ORGANIZED WITHOUT THE EXPRESS CONSENT OF THE CHAIRMAN AND THE EXECUTIVE COMMITTEE OF THE COUNTY COMMITTEE. ALL POWERS OF TOWN CITY AND VILLAGE COMMITTEES ARE SPECIFICALLY RESERVED TO THE COUNTY COMMITTEE.

Section 2. The members of the County Committee within a town, City or village may, with the express permission of the Executive Committee, be charged by a resolution of the Executive Committee, with candidate recruitment, and / or the screening and recommendation of candidates to the executive committee for endorsement, nomination , and/or authorization.

ARTICLE VII

NOMINATIONS AND DESIGNATIONS

Section 1. All designations for public office or nominations for party positions to be filled by the voters of the entire county, may be submitted to the whole County Committee at the County Primary Designation Meeting. Authorizations, nominations, substitutions and endorsements as may be necessary under the provisions of the Election Law shall be made by the Executive Committee.

Section 2. All designations for public office or nominations for party positions to be filled by the voters of a part of the County, including City/Town/Village offices, shall be filled in the official primary. Authorizations, nominations, substitutions and endorsements as may be necessary under the provisions of the Election Law shall be made by the Executive Committee.

Section 3. All nominations for public office at a special election shall be at a special meeting of the County Executive Committee or a meeting of Committee members from within the political subdivision for which such vacancy exists, as called by the County Chairman. At such a special meeting of the County Executive Committee, each member shall have one (1) vote. At such meeting of Committee members from within the political subdivision, the weighted vote provision of Article I, Section 5, shall apply. Such meeting shall be commenced by the County Chairman at such time and place within the County as he may designate on three (3) days written notice to each member in the event that three (3) days notice is not practicable, the Chairman shall provide as much notice of the meeting as is possible, or may call an emergency meeting pursuant to these rules.

Section 4. The Executive Committee of the County Committee shall be empowered to authorize the designation, nomination or substitution of a person who is not enrolled as a member of the Independence Party as candidate for any office to be filled by the voters of the entire County or by the voters of a part of the County, including City/Town/Village offices.

The authorization provided for shall be signified by the filing of a certificate, signed and acknowledged by the Presiding Officer and Secretary of the meeting at which such authorization was given, authorizing such designation, nomination, or substitution with the Officer or Board with whom such designation, nomination or substitution is required to be filed as prescribed by Election Law.

At all times, the County Executive Committee shall retain full authority to authorize candidates for public office who are not enrolled members of the Independence Party for the public offices of Member of Congress, Member of New York State Assembly, New York State Senate, all County-wide elected positions, and all City/Town/Village-wide elected positions or any political subdivision comprising a portion of Cattaraugus County.

The Executive Committee of the County Committee shall be empowered to name the enrolled voters of the Independence Party who shall serve as members of the committees to fill vacancies on the Designating Petitions of the Independence Organization candidates for any office to be filled by the voters of the entire County or by voters of a part of the County, including City/Town/Village offices.

ARTICLE VIII

PROXY

Section 1. The members of the County Committee, Executive Committee, or City/Town/Village Committee may be represented and vote by proxy at any meeting of such Committees. Such proxy must designate another member and may designate an alternate member of the County Committee, Executive Committee, or City/Town/Village Committee as a proxy of the member authorizing the proxy. A proxy which designates an individual or an alternate who failed to be elected as a member is void. The Officers and the members of the Executive Committee, including the out-going Officers and members of the Executive Committee (at an organizational meeting) may carry and vote an unlimited number of proxies so that the continued existence of the County Committee may be assured. The maximum number of proxies that one committee member who is not an officer or a member of the Executive Committee may hold is three (3) proxies. All prior proxies are revoked by the member's signature on a new proxy.

CREDENTIALS COMMITTEE

The Chairman shall appoint a credentials committee to establish rules for the conduct of any county committee meeting and to review the qualifications of members appearing at such meetings either in person or by proxy.

All persons designated as proxies shall be subject to the approval or disapproval of the credentials committee at any time during the course of any meeting. The credentials committee shall have the power and duty to investigate all proxies filed for any County Committee meeting and may adopt such rules for its proceedings as it deems fit. The credentials committee may review and determine the qualifications of any committeeman without limitation, and further may make provisions for signature verification of all proxies.

ARTICLE IX

AMENDMENTS

Section 1. These rules and regulations shall continue to be the rules for the County Committee until they are amended or new rules are adopted by a successor County Committee. These rules and regulations may be amended by a majority vote of fifty-one percent (51%) of the members present in person or represented by proxy at a meeting of the County Committee, provided a copy of the proposed amendments shall be sent with a notice of the meeting at which such amendments are to be proposed: such notice to be sent not less than five (5) days before said meeting and to be mailed to each member of the County Committee at his post office address.

Section 2. These rules and regulations or any part thereof may be suspended at any meeting of the County Committee by two-thirds (2/3) of the vote, as defined in Article I, Section 5, of the Committee members present and voting in person or by proxy.

Section 3. Notwithstanding the provisions of this article these rules may be amended by the Executive Committee and County Committee under the provisions set forth in Article V.

These rules and regulations shall take effect upon their adoption.

ARTICLE X

REPEALER

Section 1. All former rules and regulations of the County Committee are hereby repealed.

STATE OF NEW YORK)

ss.:

COUNTY OF CATTARAUGUS)

I, Kara Stasierowski, Secretary of the Cattaraugus County Independence

NEW YORK STATE
BOARD OF ELECTIONS
2010 OCT -5 PM 1:24

FILED

Committee, do hereby certify that the above is true and correct copy of the Cattaraugus County Independence Committee Party Rules and Regulations as adopted at a meeting of the Cattaraugus County Independence Committee held at Veterans of Foreign Wars (VFW), Little Valley, New York on September 30, 2010.

This is to further certify that I, Kara Stasierowska, am the duly elected Secretary of said Committee and Andrew Burr is the duly elected Chairman of said Committee.

Kara Stasierowska
Secretary, Cattaraugus County
Independence Committee

Attested: [Signature]
Chairman, Cattaraugus County
Independence Committee

Sworn to before me this
30th day of SEPTEMBER, 20 10.

[Signature]
Notary
Michael J. Sullivan
my commission Expires 6/30/11
Cattaraugus County, NY

2010 OCT -5 PM 1:24
NEW YORK STATE
BOARD OF ELECTIONS

FILED

In the Matter of the Organization of the
CATTARAUGUS COUNTY INDEPENDENCE COMMITTEE
Pursuant to New York Election Law and the
Rules of the New York State Committee of the Independence Party

State of New York)
County of Cattaraugus)ss.:

I, Kara Stasierowski, being duly elected Secretary at the Organizational meeting of the Cattaraugus County Independence Committee submit the following pursuant to Article X, Section 2(d) of the Rules of the New York State Committee of the Independence Party:

1. A meeting to organize was duly called and held on the 30th day of September 2010 at the Little Valley VFW Post 8734 located on State Route 353 in Little Valley, NY, 14755.
2. At the meeting, 63 duly elected committeepersons of the total of 82 so elected were present in person or by proxy.
3. The Party Rules and Regulations were adopted by unanimous vote.
4. After adopting the rules, the following officers were elected:
 - a) Chairman: Andrew Burr 43 Center Street, Gowanda, NY 14070
 - b) Vice-Chair: Candace Brown 6126 Sullivan Hollow Rd, Killbuck, NY 14779
 - c) Treasurer: Janice Blatner 10161 Point Peter Road, Gowanda, NY 14070
 - d) Secretary: Kara Stasierowski 414 W. Henley Street, Olean, NY 14760


Kara Stasierowski, Secretary

Sworn to before me this

4th day of October, 2010.



Notary Public

HEIDI M. MACKOWSKI
Notary Public, State of New York
No. 01MA6217138
Qualified in Cattaraugus County
Commission Expires 02/08/2014

FILED

2010 OCT -5 PM 1:24

NEW YORK STATE
BOARD OF ELECTIONS

10/10

CATARAUGUS COUNTY INDEPENDENCE PARTY COMMITTEE
Rules & Regulations
OFFICERS.

Committee members shall
be elected by ballot
at the annual meeting
of the party.