

January 30, 2006

Steven H. Lee, Student-at-Large / Richmond Campus Director
Kwantlen University College Student Association

[REDACTED]

Paul Browning, Ombudsperson
Kwantlen Student Association
12666 – 72nd Avenue
Surrey, BC V3W 2M8

Phone: (604) 599-2303

Re: Legitimacy of KSA Special General Meeting on September 29, 2005

Dear Mr. Browning,

This request may serve as an addendum to Investigation Request Number 1, and serves to add an additional issue regarding the handling of the motion to the section labeled "*Improper Conduct of Meeting as per Parliamentary Authority* given under the KSA Bylaws that existed at that time."

[RONR (10th ed.), §4, pg. 31-40] covers the topic of *THE HANDLING OF THE MOTION*. Specifically [RONR (10th ed.), pg. 36, l. 5-12] notes:

*"THE STATING OF THE QUESTION BY THE CHAIR. When a motion that is in order has been made and seconded, the chair formally places it before the assembly by **stating the question**; that is, he states the exact motion and indicates that it is open to debate (and certain other parliamentary processes to be explained in **5** and **6**) in the manner indicated below as appropriate to the case..."*

The questions presented to the assembly were presented in "BILL RAF 2K5" (Attachment 1) as follows:

"BIRT the following set of Bylaws be adopted and approved." (Appears on page 3 or "BILL RAF 2K5")

"BIRT the society membership rights of the following individuals be revoked, effective immediately and their status subsequently reviewed at the 2006 Annual General Meeting. Laura Anderson Steven H. Lee Rigel Vincent Kristina A. Kearley" (Appears on 20 of "BILL RAF 2K5")

However, the Chair did not read the question aloud to the assembly by stating the question as per Robert's Rules of Order. This is illustrated by the video footage taken at the SGM as available online at <http://ksa.steveleenow.net/>

Furthermore, I believe the Chair had a duty to rule that the motions were out of order, as [RONR (10th ed.), pg. 37, I. 16-20] states:

“In principle, the chair must state the question on a motion immediately after it has been made and seconded, unless he is obliged to rule that the motion is out of order, or unless, in his opinion, the wording is not clear.”

As such, because notice was not properly served for the September 29, 2006 Special General Meeting, the chair, Mr. Takhar was *obligated to rule that the motion(s) were out of order.*

All other significant violations and failures to adhere to the procedures outlined in Roberts Rules of Order have already been documented and reported on by the Ombudsperson. But it is my wish that the Ombudsperson formally investigates the above allegation and produces a formal written addendum to his report of October 28, 2005 reflecting such an investigation as well as a statement pertaining to whether or not the SGM was legitimately held with respect to the above points listed in this complaint.

I believe the Executive Board of the Kwantlen Student Association has poorly handled the organization of this Special General Meeting and the errors that have been made are a clear form of maladministration on the part of the Society, which cannot be allowed to go unchecked.

Respectfully submitted,

Steven H. Lee, 100-025-323