

Martin Boles email Sept 28 2007.txt  
From ???@??? 16 Oct 2007 07:37:18 -0400  
Date: 16 Oct 2007 07:37:18 -0400  
From: David P. Spalding  
Subject: Re: Follow Up Action  
To: Sally Bourdon

--- Forwarded message from Martin Boles ---

>Subject: Re: Follow Up Action  
>From: Martin Boles <mboles@kirkland.com>  
>Date: Fri, 28 Sep 2007 16:56:25 -0500  
>To: "Cheryl Bascomb" <CBascomb@bdmp.com>, "Bill Hutchinson"  
<hutchs@comcast.net>, "Lynne A. Gaudet" <Lynne.A.Gaudet@Dartmouth.EDU>, "Frank  
Gado" <frank.gado@valley.net>, "Alexander X. Mooney" <amooney@yaf.org>, "David  
Gale" <displacedavenger@gmail.com>, "David P. Spalding"  
<david.spalding@Dartmouth.EDU>, "Kate Aiken"  
<Kate.c.aiken.92@alum.dartmouth.org>, "Kathryn Flitner Wallop"  
<wallopk@scsd2.com>, "Marji Ross" <MRoss@eaglepub.com>, "Tim Dreisbach"  
<timdreisbach@gmail.com>  
>Importance: Normal

Thanks, Cheryl. I did talk to John and Christine in LA, but it was more to get (re)acquainted, and didn't get to the bottom line point as you did. We did agree to continue the dialog, and I had calls into John and Christine when I got your message below. I just now talked to Christine as well, and she gave the same assessment as you have described. I did ask her the additional question of whether they would nevertheless agree to postpone seating a new charter trustee at the November meeting. She said she could not speak for the whole Board, but she felt that Ed and others would insist that they go forward. I asked her to ask them to consider postponing that. I made clear that I was speaking only on my own behalf, as a single member of the AOA EC, not on behalf of other EC members, some of whom she well knew disagree with me. But I said that for my part, I felt that I would have to act immediately to protect my constituents' rights if the Board might act in Nov to dilute our representation. I said that I, personally, did not want to seek legal protection but would vote to do so if their lawyer did not give our lawyer written assurance that no charter trustees would be selected in November. She said that she did not think that would change anyone's mind, but that she would run it up the flagpole with Ed. I told her that we meeting Tuesday, so I would like to see that assurance by then, but that I didn't think that we'd take any action until the next day.

Let me make clear again that I was speaking to Christine on my own, individual behalf, and she made clear that she was doing the same. She knows well that the request I am making does not reflect the views of everyone on the EC. In fact, it may not reflect the views of anyone other than me. But it would change my vote to have an assurance that no further adverse action will be taken by the Trustees in November. And if everyone agrees, we can have more time to dialog, rather than be forced to formally seek redress.

----- Original Message -----

From: "Cheryl Bascomb" [CBascomb@bdmp.com]  
Sent: 09/28/2007 03:28 PM AST  
To: "Bill Hutchinson" <hutchs@comcast.net>; "Lynne A. Gaudet"  
<Lynne.A.Gaudet@Dartmouth.EDU>; "Frank Gado" <frank.gado@valley.net>;  
"Alexander X. Mooney" <amooney@yaf.org>; "David Gale"  
<displacedavenger@gmail.com>; "David P. Spalding"  
<david.spalding@dartmouth.edu>; "Kate Aiken"  
<Kate.c.aiken.92@alum.dartmouth.org>; "Kathryn Flitner Wallop"  
<wallopk@scsd2.com>; "Marji Ross" <MRoss@eaglepub.com>; Martin Boles; "Tim  
Dreisbach" <timdreisbach@gmail.com>  
Subject: Follow Up Action

Group,

As I promised and after much phone tag, I did touch base with Christine Bucklin of the Trustees' Governance Committee to inquire as to whether there is any flexibility on the part of the Trustees relating to parity of elected vs. charter trustees. As we suspected, they are not open to renegotiation or reconsideration. Obviously, some trustee group in the future may open it up again, but right now the report and decisions are complete.

Bert, you may have already discussed this with John and Chrissy at the LA meeting and informed others, but I did want to close that loop.

Will see/hear you at the joint meeting or conference call on the 4th.

Best,

Cheryl

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