

To: Libertarian National Committee

From: Guy McLendon

Ref: Daniel Hayes' threat to propagate an allegation that I attempted to "buy Scott out"

At my place of employment, we are required to watch a CBT for compliance to the Foreign Corrupt Practices Act, and one key statement follows: "trying to influence improperly, and corrupt the decision making process." My defense against such an allegation follows.

Here are some facts:

1. During the period from my recruitment for the Vice-Chair position in Fall 2013 to April 2014 when the LP of Louisiana state central committee meeting was held in Monroe, former LPL Chairman Scott Lewis had maintained his intention to resign, and thereby transition that role to myself per LPL bylaws process. Point being: taking Scott to be truthful to his word, his decision to resign & transition was already settled business.
2. During the state central committee meeting when I was appointed in fall 2013, Scott delayed the appointment to just before the closing gavel. Point being: Scott had that history of delaying implementation of decisions, but eventually following through on his word.
3. During multiple discussions to multiple people, Scott frequently made solicitations to obtain business related to LPL operations, and often noted that his livelihood was contingent upon being a vendor in support of political activism.
4. Scott has a commercial marketing position that allows him to offer bulk email distribution services, and their system reportedly has the capacity to distribute emails to the minority community in a geographically cognizant manner. He claimed to be able to send recruitment emails to selected cities within Louisiana. This feature appeared to align with a prospective parish initiated marketing program to increase diversity within the LPL.
5. As part of transition planning, I agreed in principle that Scott should be eligible to serve LPL as a vendor after he no longer held executive authority over the same organization (LPL) that would be paying his contract costs. In my opinion, there would at least be the appearance of impropriety for a Chairman to be paying himself with LP funds.
6. Based upon the above marketing opportunity intended to increase size & diversity of our membership, I made perhaps 10 solicitation calls to explore what level of parish based support there would be for such an email based marketing campaign. This proposed outreach idea was discussed with Mr. Hayes prior to me making those phone calls, and he agreed at the time this commercial opportunity was legitimate. To his

credit, ironically, he did caution at the time the facts could be misconstrued as being improper.

7. About a week or two prior to the April 2014 Monroe meeting, my employer sent me to training in Baton Rouge, so Scott & I took that opportunity to have a private dinner. At that time, multiple topics related to LPL were discussed including the proposed marketing program to the minority community. In that discussion, Scott noted that his commission on the marketing program wasn't large, and suggested instead an honorarium be paid directly to him. That suggestion made me finally realize that Scott had probably been deceptive in prior discussions about his intention to transition, and my reaction to the proposed honorarium was to abruptly end my pursuit of the email marketing program.

As a point of historical perspective, please recall that during the Monroe meeting, only a week or two after my Baton Rouge dinner with Scott, the Hayes team attempted to expel me from the VC position based upon there being a conflict of interest between that role and my position as South Region Director of Our America Initiative. Go figure.