

Below are the E-mails referred to in the Sept. 1, 2010 article in the EI Defensor Chieftain article entitled [Was there a co-op cover up?](http://www.dchieftain.com/dc/index.php/news/2029-was-there-a-co-op-cover-up.html) (<http://www.dchieftain.com/dc/index.php/news/2029-was-there-a-co-op-cover-up.html>)

(E-mails below are in order they were sent. Full email addresses edited to avoid public disclosure)

From: cawagner@xxx (Charlie Wagner, Trustee)

To: randyr@xxx; bmiller@xxx

CC: francish@xxx; richard@xxx; pauljbustamante@xxx; pmauldin@xxx; agui4@xxx; christophervenegas@xxx

Subject: Bustamante knew and did not advise the attorney?

Date: Mon, 30 Aug 2010 12:01:10 -0600

Ladies & Gentlemen

President Paul Bustamante was informed of the accounting irregularities by Pineda and Torres no later than May 13, 2010, according to the auditors at BSG&M.

On July 22, 2010 Attorney Dennis Francish, writing in regard to the EEOC complaint filed by Ms. Kathy Torres July 7, 2010, Charge No. 846-2010-22140, advised the Board of SEC to consider "offering Kathy Torres an employment contract for a period of years. The contract can be worked out by Ms. Torres, her attorney, the Board Committee and the cooperative Attorney, subject to Board approval,"

Had Mr. Francish known of the report given to Bustamante on May 17, 2010 by the auditors, would he have suggested extending her employment for a period of years?

I would answer yes under two conditions: 1. If he was in collusion with Pineda, Torres, Bustamante and some other Trustees to file a false EEOC and other reports of discrimination against me. 2. If he was in collusion with Bustamante to cover-up the abuse committed by Pineda and Torres.

Remember, if it had not been for the whistleblowers Bustamante may have continued to conceal the auditor's revelations indefinitely. During the period of concealment records were being shredded and possible evidence was destroyed.

In conclusion I suggest that the board consider recalling President Paul Bustamante by a roll call vote at its next regular meeting. Note: (It must be placed on the agenda, notice of the meeting and the agenda must be made available to members and the press no later than 24 hours before the meeting)

The board should also discuss with the attorney aspects of his involvement with the cover-up and what **evidence** he has regarding discrimination charges.

Sincerely,

Charlie Wagner, Trustee District V
Socorro Electric Cooperative, Inc.

From: PAUL J BUSTAMANTE

To: cawagner@xxx ; Deninis Francish ; Don Wolberg ; John Severance ; Richard Lopez ; randyr@xxx ; bmiller@xxx ; pmauldin@xxx ; service@socorroelectric.com ; tslast@xxx

Sent: Monday, August 30, 2010 3:47 PM

Subject: RE: Bustamante knew and did not advise the attorney?

Mr. Wagner information on the possible financial irregularities uncovered by the auditors was also known by two other board members Luis Aguilar and Milton Ulibarri on the next few days.

The auditors called me to see the financial irregularities, that they encountered on their last days of the audit on the two employees at that time they were not exact on the figures and were not sure on what was paid until their final draft of the audit and more investigating.

on June 23,2010 when your reformist would not leave for an executive session. I was to inform the entire board at that meeting and

have the auditors meet in July with there final draft of the SEC's audit. With the June 23 meeting being abruptly ended that postponed the auditors till August

It would have been set for July, but of course not to repeat myself the audit would have been conducted in July and you and the entire board be informed in Junes meeting with proper documentation.

On SEC's meeting July 28,2010 the majority of the board asked me Board President Paul Bustamante and to have me ask Eileen Latasa to meet with Kathy Torres the following day July, 29 2010 for a Mediation on the EEOC complaint. Ms. Torres on that day was you Mr. Wagner would not quit your harassment and probably never will correct your behavior

because you were told numerous times by the board president about your loose tongue as quoted in the Defensor Chieftain earlier this year.

As far as your paper shredding story goes. it was shown to Mr.Wolberg and myself the retention period by RUS it was the interns last days of employment and had no duties left but to shred old documents. The remaining are still to be shredded. Mr. Wagner you have not bothered to see or ask to see what they were shredding.

Also Mr. Wagner when I had my discussion with the manager immediately after the meeting with auditors findings, I said if the money is owed it goes to SEC.
I Mr. Wagner was able to collect that debt and SAVE SEC A LOSS.

If the majority of the SEC Board of Trustees wants to recall me as President I will respect their wishes.

As I told you before Mr. Wagner and numerous times at and during board meetings your recklessness behavior will become a financial burden to SEC's future if you dont start treating people with dignity and respect

Sincerely

SEC Board President

Paul Bustamante

From: charlie wagner

To: PAUL J BUSTAMANTE ; Deninis Francish ; Don Wolberg ; John Severance ; Richard Lopez ; randyr@xxx ; bmillier@bsgm.com ; pmauldin@xxx ; service@socorroelectric.com ; tslast@xxx

Sent: Tuesday, August 31, 2010 12:09 PM

Subject: Re: Bustamante knew and did not advise the attorney?

Paul,

Re: Bustamante knew and did not advise the attorney?

You had a duty as soon as the auditors advised you of possible wrong doing by Pineda and Torres to notify the attorney, the insurance and bonding companies, and all of the board of trustees. Instead, you immediately notified one of the suspects.

At the regular meeting, May 26, 2010 you could have announced to all of the board and the attorney what the auditors reported to you about the possible crime. May 26, 2010 was 13 days after you had received the auditor's report. What happened at the June 23, meeting is irrelevant. You had already concealed the possible crime from those who had a right to know for 42 days. How could you have known whistleblowers would blow your failure to disclose.

On May 17th, three days after you revealed the auditors' information to the General Manager, payments to the abused account began.

On July 7, an EEOC claim was filed and an uninformed and unsuspecting attorney, Dennis Fransich, made a recommendation for consideration by an uninformed board to give a multi-year contract to someone who you knew to be suspected of a possible crime.

You may have the support of the board's majority which is irrelevant when dealing with ethical and legal decisions and matters. As President of the SEC you are required to do the right thing in the best interest of the cooperative's 10,000 members. Instead you did what was in the best interest of the suspects.