

Trustee expenses timeline:

(The following document relates to the video "122210-expense-report.wmv" at this web address: <http://www.informedcynic.com/SEC/sec-recordings/video-archive/SEC%20122210/122210-expense-report.wmv> )

Oct. 2, 2009 – District 3 (Socorro) passes a proposition to be voted upon at the April 17, 2010 Annual Meeting for inclusion in the SEC Bylaws. Proposition limits trustees' expense total to \$10,000 and Board President to \$15,000 annually.

April 17, 2010 – Members at Annual Meeting pass proposition and expenses limits are now bylaws. Charlie Wagner supports passage.

Months following – Trustee Wagner repeatedly requests breakdown of trustee expenses which are slow in coming as SEC staff adapts to new bylaws and other issues.

August 2010 – Milton Ulibarri resigns as delegate to NMRECA (statewide coop assoc.) and nominates Charlie to become delegate in his place. This position requires a monthly trip to Santa Fe for a two day meeting. Attorney Francish had earlier ruled that the funds that this trip requires did not count against the \$10,000 but reversed that ruling during this month.

September, October, November, 2010 – Trustee Wagner knowing that he is close to or over the \$10,000 limit continues to request an accounting.

December 11, 2010 ( A Saturday)– Wagner receives a letter from Attorney Francish dated 12/10/2010 stating that *"I understand Mr. Wagner has exceeded the \$10,000 in Trustee expenses. This must stop; Mr. Wagner cannot go beyond the \$10,000 unless he pays back the excess."*

Notice that this is a letter from the attorney not from the SEC which is doing the accounting on the trustees and does not give the sum of the over expenditure. The entire tone is accusatory. Charlie responds to the letter. "By copy of this letter, I am asking IGM Lopez to please inform me of any advanced amount in excess of the \$10,000 limit which has been issued to me to date. The calculation sheet (called an Advance Per Diem Expense, APE sheet) which Mrs. Latasa sends with each advance check should still be sent (without a check) so the trustee can keep track of the estimated cost of any future event for tax puposes."

December 13, 2010 (A Monday) – Charlie calls the co-op to require an accounting. They say that they will get it to him.

December 22, 2010 – There is a sealed envelope at Trustee Wagner's seat at the table in the boardroom. All Trustees are copied on the two letters within. The first letter is dated December 13, 2010. The first paragraph reads, "After working on the final figures for each trustee's expenses for November, 2010, I must inform you that you have exceeded your \$10,000 limit by \$1,218.46." (Note: this amount includes \$820, advanced for the NMRECA meeting on Dec. 2 & 3, 2010 .) Finally an accounting. A check for \$1,218.46 was mailed to the co-op on December 23, 2010.

The second letter dated 5/26/10 signed by Paul Bustamante contains two illegitimate claims. One is that I should reimburse the SEC for my attendance at the March 1, 2010 EIB Hearing in Santa Fe which was held for the purpose of having comments from interested parties. Trustee Wagner states " In the EIB's Minutes of this hearing (a public record), I am identified as a member of the Board of Trustees of SEC. My comment was in keeping with SEC's Mission Statement and was made with the best interests of the cooperative corporation in mind." Trustee Cordova and former General Manager Pineda who were also advanced funds to participate in the comment hearing are not mentioned in the EIB hearing minutes as having made any comment on behalf of the SEC.

The second claim in Mr. Bustamante's letter concerns the Biloxi Directors Conference held in Biloxi, MS in March, 2010. A change in travel mode resulted in a lesser amount than that advanced. The over payment was refunded. Charlie has the receipts as Mrs. Latasa verified during the board meeting.

This timeline indicates an illegal private meeting by the board majority to script a hostile incident in an attempt to discredit Trustee Wagner. The fact that the accounting for November, 2010 was not made available to Trustee Wagner until the regular December 22, 2010 meeting along with a letter stating the amount over the \$10,000 limit is a demonstration of this set up. The other trustees were waving the reports around and making wild accusations while the accounting that Wagner had been requesting was still in a sealed envelope at his place at the boardroom table. Seems like the court hearing on December 14, 2010 and the several district recall movements are making the trustees desperate. Oddly, they seem to think that if they can sling enough mud at Charlie, the members will forget all about their actions over the past years.

The ridiculous "Confidentially Agreement" is another attempt to harm Trustee Wagner, however, this "Agreement" passed and signed by board members is not enforceable.