

April 3, 2009

The Honorable Sandy Jones, Chairman
State Of New Mexico Public Regulation Commission
1120 Paseo De Peralta, P.O. Box 1269
Santa Fe, New Mexico 87504-1269

Dear Sir:

We, the undersigned, are members in good standing of Socorro Electric Cooperative, Inc. (SEC). We are of the informed opinion that the Board of Trustees of SEC has for several years, failed to act in good faith regarding Article V Section 8 of the SEC's bylaws. The bylaw states "For the purpose of assuring equitable representation on the board, etc....shall appoint a District Survey Committee...for the purpose of surveying, considering and weighing a method of justification for the creation of or changing of Districts." The board has specific duties requiring action. We feel that the board has willfully failed to obey this and other provisions of the bylaws, The New Mexico Electric Cooperative Act and the Cooperative Principles of Section 501 (C) (12) of the Internal Revenue Code.

This breach of their fiduciary responsibility constitutes a breach of contract with the members and perhaps, civil conspiracy.

We are appealing to the PRC to intercede, through hearing the specific details of actions by the board and its agents against the interest of the cooperative, possible malfeasance and waste of co-op assets.

It is our intention to reach a non-adversarial solution to avoid a law suit, the cost of which would only waste more of the Cooperatives assets.

I have read and understand this complaint.

Print the date, your name, address and sign (signature).

