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date Jul 23, 2007 12:00 AM
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To the DSU executive committee,

This letter is in response to many decisions made recently by certain executives including a proposed motion that was passed regarding my duties and performance at a meeting that was held on June 20th 2007.

I have reviewed the resolution, the constitution, and consulted the Quebec Companies Act that governs our association.

I am very disappointed that some executives would attack my performance so viciously by presenting a motion stating that I am in dereliction of my duties. These accusations are completely false and anyone trying to damage my reputation will have to answer for any damage done. There are many grounds under which such a resolution violates the DSU constitution and consequently is without effect. To keep things simple I will just state that, in accordance with the law and the constitution, the executive as a whole acts as a board of directors. In order for any decision to be valid and result in executive solidarity, the meeting must reach quorum. With four executives present out of nine, this is less than the 50% plus one requirement in our constitution. The interpretation that was made that quorum is calculated out of the people currently in office is, according to my verifications, flawed. It is urgent that we get legal advice on how to remedy this. Therefore, the meeting where this ridiculous motion was passed has no legal standing, because any resolutions adopted at a meeting without quorum are invalid.

Consequently, I am not bound by executive solidarity, and will continue to perform my duties as VP External in the best interest of the student body who elected me - and no one else - to this position. I also plan to attend the CFS-Q meeting next week, considering the constitution is clear that I am to be the main representative with external organizations. I will also point out that the resolution appointing the VP Finance to this task was not only made without quorum, but also violates the spirit of my position.

I am also aware that employees were hired at meetings without quorum, and that expenses were approved. When the association is without an approved budget by the executive council, all these decisions are a breach of the law. I express my dissent from all those illegal actions and expect that they will be stopped immediately.

I expect that the student union will be run free of petty politics and in respect of our constitution and the law.

Signed, Malamo Beaumont Savvas
VP External

COUR SUPÉRIEURE
PROVINCE DE QUÉBEC
DISTRICT DE MONTRÉAL

No : 500-17-038173-079

CANADIAN FEDERATION OF STUDENTS, QUÉBEC
COMPONENT,

Demanderesse

c.

NINA AMROV ET AL,

Défendeurs

et

MALAMO BEAUMONT-SAWAS ET AL,

Mis en cause

No : 500-17-038176-072

FÉDÉRATION CANADIENNE DES ÉTUDIANTES ET DES
ÉTUDIANTS, ÉLÉMENT DU QUÉBEC ET AL,

Demandeurs

c.

GEORGES SOULE ET AL,

Défendeurs

PIÈCE D-5

COPIE POUR :

LA COUR

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