



Winchester Chapter of the Izaak Walton League
2863 Millwood Pike
Winchester, VA. 22602
BOARD RESOLUTION

Subject:	Appointment of Legal Representation			
Dated:	5/25/2018	# Aye: 6	# Nay: 1	Approved (Y/N): Y
Resolution:	<p>Whereas: Kevin Rose of BotkinRose was appointed in June of 2016 as our Registered Agent on advice of Joan Fine. We now understand that he has stepped back, resulting in representation in court by associates.</p> <p>Whereas: While Mike Sharp of BotkinRose has done a good job of knocking down Mitchell's law suit in court, he does not have Kevin Rose' understanding of what the IWLA is nor has he been willing to actively take the offensive to defend the Chapter.</p> <p>Whereas: The distance to BotkinRose' offices inhibits face to face discussions – Mike Sharp has never even seen our facilities, while Stuart Nolan is based in Front Royal and uses the WIWL Facilities, so is familiar with the Chapter.</p> <p>Whereas: The WIWL would benefit from local legal representation with direct knowledge of the Chapter and experience in working with 501(c)(3) organizations and the local courts.</p> <p>Now Therefore: Stuart W. Nolan, Jr., of LegalWorks Apsotolate, PLLC is hereby requested to take over legal representation of the WIWL, including acting as Registered Agent. The \$5,000 previously approved for assistance with Roberts Rules is hereby re-assigned to support legal action through Attorney Nolan. In addition, a retainer of \$1,000 is hereby approved. Dan Arico is authorized to sign the appropriate Engagement agreement.</p>			

Vote

Member	M/S	Aye	Nay	Abstain	Absent	E-Mail	Phone
Dan Arico				X			
Chris Barltrop	M	X					
Howard Beny					X		
Duane Kramer		X					
James Sherry		X					
Al Stitt	S	X					
Paul Strawderman			X				
Jack Weeks		X					
Harold Whitacre		X					

Material Discussion

The key issue for us is that we are unsure which set of bylaws are operative. We need a legal review to clarify – we can work with either outcome but need to know which is in force. This should be doable based on review of the relevant documents and minutes – no need to engage with the National organization if the determination is that Amendment #1 was indeed not properly approved by Board resolution at the December Board Meeting, or not properly confirmed by floor motion at the February Membership Meeting.

The key question on the floor motion is whether we failed to meet any of the requirements in the 2016 bylaws, which to our understanding do not set any pre-conditions to a floor-initiated motion to amend.

Stuart W. Nolan, Jr., Esq., Managing Attorney

Stu Nolan represents families with legal needs in the areas of administrative litigation, appellate practice, business entity formation, copyright, First Amendment, nonprofit law, regulatory compliance, contracts, and transactions. Historically, his practice has focused on broadcast spectrum. He is general counsel to, and a former officer of, the Catholic Radio Association, and he represents many of that organization's members. He is a member of the Virginia Bar and is admitted to practice before the Federal Courts of Appeals for the District Columbia and Fourth Circuits.

Stu is a Past Grand Knight of St. John Bosco Council #12846 in Springfield, Virginia. He is a member of the National Lawyers Association, the Federalist Society, the Brent Society, John Carroll Society, the Thomas More Society, and Federal Communications Bar Association.

Background

Born and raised in Altoona, Pennsylvania, Stu earned his law degree at Catholic University of America's Columbus School of Law in 1998. He was a research assistant in that school's Law & Religion Program and earned certificates from its Institute for Communications Law Studies and from a special program in Law & Public Policy.

Prior to beginning his legal career, Stu received his undergraduate degree in political science and communications from American University in 1992. He then worked extensively in the public policy realm of Washington, DC, gaining experience at think tanks such as the Heritage Foundation, Capital Research Center, and the Progress & Freedom Foundation, as well as the Federal Communications Commission, U.S. Senate Committee on Commerce, and as a clerk with a legislative law practice.

Stu began his legal career by representing broadcasters at the Washington, DC, law firm of Wood, Maines & Brown, Chartered, beginning a tenure that would stretch for a dozen years working alongside the firm's majority shareholder, Barry D. Wood, Esq. Stu became a shareholder in the firm, then known as Wood, Maines & Nolan, PC, and the firm re-located across the Potomac River to Arlington, Virginia. He left the firm in late 2010 in order to focus entirely on an expressly faith-driven law practice. (His previous firm is now known as [Wood Martin & Hardy, PC.](#))

Stu recently co-authored an *Amicus Curiae* Brief submitted to the U.S. Supreme Court.

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