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AUG 7 2017

July 25, 2017

Mr. Paul Sydorko, Adjutant  
Ernie Pyle Chapter #4  
Disabled American Veterans  
47 Long Green Court  
Silver Spring, MD 20906

EIN: 91-1951068

Dear Adjutant Sydorko:

The Constitution and Bylaws for Ernie Pyle Chapter #4, Department of Maryland, is hereby approved as of this date, with the following change.

Article II of the Chapter Constitution must be amended to add the following: *"This Chapter recognizes the National Organization known as Disabled American Veterans, incorporated by Act of Congress, and affirms its allegiance, and subordination to the National Organization, its Constitution, Bylaws and all rules, mandates and regulations promulgated pursuant thereto. Upon dissolution of the Chapter, the assets remaining after the payment of its debts shall be distributed as provided in Article 6, Section 6.4. Paragraphs 5 and 6, of the National Bylaws."*


A copy of this document is being returned to Ernie Pyle Chapter #4 with a copy to the Department of Maryland, and a copy is being retained in our permanent files here at National Headquarters for future reference.

Sincerely,

MICHAEL E. DOBMEIER  
National Judge Advocate

MED:kb  
Enclosure

c: Department of Maryland

 ENTERED  
8/7/17



# **CONSTITUTION AND BY-LAWS OF ERNIE PYLE CHAPTER 4, INC**

## **ARTICLE I**

### **NAME**

The name of this Chapter shall be Ernie Pyle Chapter 4, Inc, Disabled American Veterans (DAV).

## **ARTICLE II**

### **PURPOSE**

The purpose of this Chapter is to support the programs of the Disabled American Veterans as defined in the DAV National Constitution and ByLaws.

## **ARTICLE III**

### **MEMBERSHIP**

Membership in the Chapter shall conform with the requirements as set forth in both DAV National Constitution and By-Laws and the Department of Maryland Constitution and By-Laws.

## **ARTICLE IV**

### **ADMINISTRATION**

**Section 1.** The administrative affairs of this Chapter shall be vested in the Executive Committee in emergencies or when the Chapter is not in session. All other actions taken by the Executive Committee must be ratified by a simple majority vote of the Chapter during its regular meeting.

**Section 2.** The Executive Committee shall be composed of the Commander, Senior Vice-Commander, Junior Vice-Commander, Treasurer, Chaplain, Immediate Past Commander, and one elected Chapter member.

**Section 3.** At the time specified the Chapter shall elect a Commander, Senior Vice-Commander, Junior Vice-Commander, and such other officers as may be necessary to operate the Chapter. In addition, the chapter shall elect the appropriate number of delegates and/or alternates to the National and the State Department Conventions as well as to the Department Executive Committee (DEC).



## **ARTICLE V**

### **EXECUTIVE**

The executive power of the Chapter shall be vested in the Commander, subject to the approval of a majority of the membership present at a regularly scheduled Chapter meeting.

A majority of members present shall constitute a quorum.

The Executive Committee may act for the Chapter only in emergencies or when the Chapter is not in session and at all other times shall recommend courses of action to the Chapter in session.

## **ARTICLE VI**

### **OFFICERS**

**Section 1.** The Chapter shall elect a Commander Senior Vice, Junior Vice-Commander and such other officers as may be deemed necessary to operate the Chapter. In addition, the Chapter shall elect the appropriate number of delegates and alternatives to the National and Department Conventions and the Department Executive Committee.

**Section 2.** The Commander shall be the presiding officer and in his absence, the duty shall fall to the next highest officer in line of succession who is present.

**Section 3.** The Treasurer or other designated officer shall keep an accurate record of all monies received and disbursed, and shall make a report on finances at each meeting. The records shall be open for inspection to any member when a request is made in writing to the Executive Committee. A financial report shall be sent to the National and Department Headquarters at the time specified in the DAV National Constitution and By-Laws.

**Section 4.** The Commander shall appoint an Adjutant, Committee Chairs and members, and other such officers as are necessary to carry out the business of the Chapter.

## **ARTICLE VII**

### **QUALIFICATIONS**

Any person who is a member in good standing shall be eligible to hold any elective or appointed office in this Chapter.

## **ARTICLE VIII**

### **TENURE OF OFFICE**



**Section 1.** Chapter officers and delegates and/or alternates to the Department Executive Committee shall be elected in March.

**Section 2.** Elected and appointed officer shall be installed prior to May 1, of each calendar year. They shall serve for one year or until the newly elected or appointed officers have been installed. The outgoing officers shall turn over the property of the Chapter to the newly installed officer prior to the first Chapter meeting in April of each year.

**Section 3.** The unexcused absence of any officer after three (3) consecutive meetings shall be cause for removal and the Commander is empowered to appoint a member to serve the unexpired term, subject to approval by the Chapter and after the Commander or his designee has attempted to contact the officer to ascertain the reason for his absence.

**Section 4.** A majority vote is required to elect a candidate to any office. A majority vote is also, required to elect delegates and/or alternates to the Department or National Conventions.

## **ARTICLE IX**

### **MEMBERSHIP**

**Section 1.** No applicant shall be denied membership if he or she meets the membership eligibility requirements as set forth in the DAV National Constitution and By-Laws, unless the member is requesting transfer to the Chapter and then the individual must receive a majority vote in order to transfer into the Chapter.

**Section 2.** Only members in good standing are eligible to vote on any motion, election or other order of Chapter business.

## **ARTICLE X**

### **FINANCES**



**Section 1.** The Treasure or other designated Chapter officer shall deposit all monies in a timely manner, in the name of the Chapter and shall co-sign with the Commander or Adjutant on all checks.

**Section 2.** The Treasurer or other designated officer shall be charged with handling normal finances in the operation of the Chapter.

## **ARTICLE XI**

### **MEETINGS**

**Section 1.** Chapter meetings shall be held at least once a month, except for the months of July and August.

**Section 2.** The time and place of the meeting shall be set by the desires of the Chapter.

**Section 3.** Rules of Chapter meetings shall be as follows:

**Rule # 1.** A quorum shall consist of at least five (5) members in good standing, with at least two elected officers, ie, Commander and/or Senior/Junior Commander or Treasurer or Chaplain or Sergeant at Arms or Officer of the Day.

**Rule # 2.** Robert's Rules of Order, Revised, will govern except as hereafter specifically stated.

**Rule # 3.** Discussion of personal grievances shall not be in order on the floor unless brought out by the Grievance Committee.

**Rule # 4.** Matters concerning one individual only with respect to his or her own personal interests, shall not be in order, but, may be taken before the proper committee.

**Rule # 5.** Voting shall be by voice vote unless otherwise requested by at least the specified quorum, which is five (5).

**Section 4.** All committees will meet at the call of the Committee Chairperson or Commander.



**Section 5.** Committees shall consist of at least three (3) but not more than five (5) members except as otherwise stated herein; The Committee must include the Chairperson, and shall be appointed by the Commander, with approval of the Chapter.

**Section 6.** The Chapter Commander shall be an ex-officio member of all committees except the Executive Committee.

## **ARTICLE XII AMENDMENTS**

**Section 1.** These By-Laws may be amended by the Chapter after following the procedures outlined for amending its Constitution.

**Section 2.** To the extent to which the provisions of this Constitution and By-Laws are, or may, at any time become inconsistent with the provisions of the Constitution and By-Laws and lawful mandates, decisions and regulations of either the National or Department Organization, as are now in force or as hereafter amended or adopted, this instrument shall be deemed amended so as to conform thereto.

## **ARTICLE XIII MISCELLANEOUS**

**Section 1.** All disciplinary actions will be handled in accordance with Article XVI of the DAV National By-Laws.

**Section 2.** The masculine, whenever used in the these Chapter Constitution and By-Laws shall include the feminine gender.



CONSTITUTION AND BY-LAWS OF ERNIE PYLE CHAPTER 4, INC

Adopted after the second and final reading this 8 date of MARCH 2017

Atty J B 8 march 2017  
Revised by: Chapter Member

Paul Sporko 8 march 2017  
Chapter Adjutant

RRR DeLonga 8 march 2017  
Chapter Commander

Salvatore W R 5/3/2017 Dept Adj.  
DEPARTMENT OF MARYLAND

APPROVED:

Michael E. Quinn  
National Judge Advocate

I CERTIFY that within constitution  
and/or by-laws not conflict with  
those of the National Organization,  
and to that extent approved subject  
to my letter of

Date: 7-25-17  
DAV National Judge Advocate