

**BYLAWS
OF
THE 395 CONCOURSE OF SOUTHERN CALIFORNIA
An unincorporated Association**

ARTICLE I - NAME

The name of the organization shall be:

“THE 395 CONCOURSE OF SOUTHERN CALIFORNIA”

ARTICLE II - PURPOSE

The expressed purpose of the 395 CONCOURSE OF SOUTHERN CALIFORNIA shall be to promote competition, encourage sportsmanship, and influence youth through the SPORT OF PIGEON RACING.

ARTICLE III - AIRLINES

All Fliers must have their airline measured by a two member committee, neither of whom will be flying from the location in question. The airline must be measured by a WAAS Enabled GPS Unit.

As approved by the membership August 15, 2009 concourse meeting

ARTICLE IV - BOUNDARIES

The boundaries of this concourse shall be:

- (a) The Northern boundary shall be 35 degrees 0.236 minutes north latitude.*
- (b) The Western boundary shall be the coastline of the Pacific Ocean.
- (c) The Eastern boundary shall be unlimited.
- (d) The Southern boundary is the Mexican border

** As approved by the membership at its 12/17/05 meeting,*

ARTICLE V - MEMBERSHIP

SECTION 1.

(a) Membership in the concourse is open to any AU Racing Pigeon Club in good standing within the 395 Concourse Boundaries. Members that are paid members may remain in good standing and shall retain their membership even if they are located outside these boundaries.

(b) All new members shall be on a one (1) year probation. During **the** probationary period the other members shall evaluate the new member's compliance with these Bylaws. If the new member is found not in full compliance by the majority vote of the delegates and the member clubs the new **member** shall be subject to one of the following penalties as determined by a majority vote of the delegates and member clubs:

1. Extension of Probationary Period
2. Termination of Membership
3. Suspension of Membership for a period not to exceed one (1) year.

SECTION 2.

All club applications for membership shall be in writing to the SECRETARY - TREASURER OF THE 395 CONCOURSE and each application must be accompanied by a copy of the applicant club's BYLAWS, Race Rules, Boundaries, and a membership roster which shall contain member names, addresses, phone numbers, club officers designated and the date each member joined the club.

SECTION 3.

The President of the Concourse shall appoint a committee to thoroughly investigate any club making application for membership. The investigation shall consist of the following:

- (a) Geographical location of the pigeon lofts.
- (b) Checking BYLAWS, ARPU RACE RULES and BOUNDARIES for compliance within the BYLAWS and RACE RULES of the 395 Concourse.
- (c) To report on any other findings or irregularities found at the next regular or special meeting following the filing of the application for membership. Then the application for membership shall be voted on, unless tabled by cause of insufficient information, following the committee investigation.

SECTION 4.

The applicant club's membership must be approved by the majority vote of the current member's delegates and member clubs.

SECTION 5.

Any member club may resign from the 395 Concourse at any time and all its rights in the 395 Concourse cease upon resignation. Notice of the resignation shall be in writing signed by the member club's president.

ARTICLE VI - ANNUAL DUES

Annual dues shall be (\$6) per adult member of the member club. Dues are due February 1, and are delinquent March 1. Dues for junior members (under 18 years of age) will be (\$3) per year. Any clubs failing to pay their dues by March 2, forfeit all rights to membership to the 395 Concourse of Southern California.

ARTICLE VII - SUSPENSION AND EXPULSION

SECTION 1.

(a) Member delegates of the Concourse are authorized to suspend from membership for a period of one (1) year, or expel from membership any member of this Concourse for good cause.

(b) "Good Cause" as used in this section means:

(i) Any conduct that brings the Concourse into public disrepute or violates the purposes for which this Concourse was formed.

(ii) Any willful failure or refusal to abide by the Bylaws, Race Rules of the Concourse or the American Racing Pigeon Union Official Club Race Rules (including the Addendum).

(iii) Any willful failure or refusal to respond in writing to supply information requested by a Concourse officer as it pertains to the administrative duty of such officer.

(c) Definitions.

(i) A “suspension” results in loss all voting and other rights of the member during the term of suspension, provided, however, that such member shall not be relieved of any liability for payment of dues or assessments falling due or levied during the period of suspension.

(ii) An “expulsion”, results in the membership of the member in this Concourse being immediately and conclusively terminated, provided, however, that such member shall not be relieved of any liability for the payment of dues assessments accruing prior to the hearing on the charges against the member.

(iii) “Delegate” person or persons, elected by a member club to represent and vote for such member club at all Concourse meetings.

(iv) “Concourse” is the 395 Concourse of Southern California.

(v) “Member” is a racing pigeon club who is a member of the 395 Concourse of Southern California.

(vi) “Individual Member” is a person who has membership in a member club.

(d) Procedure.

(i) Proceedings against a subject member may be initiated by resolution by majority vote of the delegates and member clubs adopted at any meeting at which a quorum is present.

(ii) On adoption of the resolution, the President, or if he/she is unable or refuses to act, the Vice President shall schedule the matter to be heard by the delegates at the next regular or special meeting held not less than twenty (20) nor more than forty (40) days after the date the resolution is adopted or the petition received, as the case may be. The Secretary, or other person appointed by the President for the purpose, shall deliver at least ten (10) days prior to the date of the hearing a copy of the resolution or petition, together with a notice of time and place of the hearing, to the subject member either in person or by United States mail addressed to him at his address as it appears on the books of the Concourse. If a quorum fails to attend such meeting, the matter shall be heard at the next succeeding regular or special meeting, provided, however, that if a quorum fails to attend such next succeeding regular or special meeting, the matter against the subject member shall be dismissed. Such dismissal shall be automatic and final, except that the alleged conduct of the subject

member giving rise to the proceeding may be considered in any subsequent proceeding under this section based on future alleged misconduct.

(iii) Notwithstanding any other provision in these Bylaws, notice of the meeting at which the meeting is first scheduled or subsequently scheduled shall be given to all members and delegates as required by these Bylaws for special meetings.

(iv) The hearing shall be informal and the rules of evidence and rules of judicial procedure need not be observed. The hearing shall be presided over by the President of the Concourse who shall

(1) read the charges against the subject member;

(2) require that the charges be verified by the testimony of the person or persons making them;

(3) hear any other witnesses against the subject member;

(4) allow the subject member to cross-examine each witness;

(5) allow the subject member to make a statement in his/her own behalf;

(6) allow the subject member to call witnesses in his/her own behalf;

(7) allow the delegates present, when and as recognized by the chair, and subject to the control of the chair, to question witnesses; and

(8) rule on the admission and exclusion of evidence and on questions of hearing procedure.

(v) After the hearing has closed, the delegates shall vote on whether to impose discipline or dismiss the matter.

(e) An expelled member shall not be eligible to petition for readmission to the Concourse prior to the expiration of one (1) year from the date of expulsion.

(f) All rights of the subject member in the Concourse or in its property shall cease on his/her expulsion.

ARTICLE VIII - MEETINGS - NOTICE

SECTION 1.

Meetings of the delegates shall be held as prescribed in the minutes of the previous meeting. Special meetings of the 395 Concourse may be called at any time by the President. Notice of special meetings shall be given ten (10) days previous to the meeting; postage paid, addressed to each club delegate in attendance at the last meeting and to each club President. Meetings more than 30 days apart require written notice to the member clubs of the next meeting. *

** As approved by the membership at its 12/13/97 meeting.*

SECTION 2.

(a) A majority of the delegate votes and a major vote of the Active member clubs must be present at all meetings to constitute a quorum. * Any member club that fails to compete with the Concourse in the previous series or current series of races and or fails to attend two consecutive Concourse meetings shall be considered inactive. The presence of inactive member clubs shall not be required to constitute a quorum. ** A quorum is necessary in order for the members to transact business at any meeting. ROBERTS RULES OF ORDER (newly revised) shall determine the balance of the parliamentary procedures.

** Quorum defined subsequent to acceptance of previously revised bylaws at meeting on 1/9/93.*

*** Inactive members defined and their influence on a quorum as spelled out at meeting on 8/8/98.*

(b) Order of business is as follows:

1. ROLL CALL
2. MINUTES OF THE PREVIOUS MEETING
3. PROPOSALS FOR MEMBERSHIP
4. FINANCIAL REPORT
5. REPORTS OF COMMITTEES
6. COMMUNICATIONS
7. UNFINISHED BUSINESS
8. NEW BUSINESS
9. ELECTION OF OFFICERS
10. PAYMENT OF DUES
11. GOOD OF THE ORDER
12. ADJOURNMENT

SECTION 3.

A Nominating Committee shall be formed at each August meeting to prepare a list of officer candidates and present same to the November meeting, with the election of officers to take place at the December meeting. They are charged with putting together a slate of at least two willing candidates for each office for November consideration. Nominations can also be made from the floor in November.

As approved by the membership August 15, 2009 concourse meeting

ARTICLE IX - VOTING

SECTION 1.

Only **active***** (as defined under Article VII, Section 2) members in good standing shall be entitled to vote. Each member club is entitled to one vote for each ten (10) paid individual members or fraction thereof. 5-10 individual members = one vote, 11-20 = two votes etc., except that clubs averaging three to four flying members will have one half of a vote*. Member votes per club are determined by averaging participation in the first three races of both race seasons**. Votes will be cast by “authorized delegates” sent to the meetings by the member clubs.

* *As approved by the membership at its 12/9/00*

** *As approved by the membership at its 8/5/95 meeting.*

*** *As approved by the membership at its 12/13/03 meeting.*

SECTION 2.

If an individual is a member in two or more member clubs, for voting purposes this person shall only be counted as a member in the original club this person has joined.

SECTION 3.

The delegates attending the Concourse meeting shall be elected by their respective clubs, the number as prescribed in Article IX - VOTING. Each member club shall submit to the Concourse Secretary a roster of their elected delegates for the coming year by December 31 of the previous year.

ARTICLE X - AMENDMENTS TO BYLAWS

SECTION 1.

New Bylaws may be adopted or these Bylaws may be repealed or amended at the annual meeting, or at any other meeting of the delegates called for that purpose, by a majority vote of the delegates and member clubs.

SECTION 2.

Repealed or amended Bylaws shall be effective on the day following the date of the vote, unless specified other wise; the effective date shall not be retroactive.

SECTION 3.

Whenever an amendment or new Bylaw is adopted, it shall be copied in the book of Bylaws with the original Bylaws, in the appropriate place. If any Bylaw is repealed, the fact of repeal with the date of the meeting at which the repeal was enacted or written assent was filed shall be stated in said book.

ARTICLE XI - OFFICERS DUTIES

SECTION 1.

Officers will be elected for a period of one (1) calendar year. Officers will not be compensated other than the Race Secretary whose compensation will be set by the membership. **In addition, the Secretary/Treasurer will be paid \$20/race.** * Any officer's term may be terminated early at the will of the majority vote of the delegates.

** As approved by the membership at its 2/5/05 meeting*

SECTION 2.

The President shall be the Chief Executive Officer of the Concourse. He shall preside at all meetings of the Concourse. He shall be ex-officio a member of all the standing committees, including the executive committee, if any, and shall have the general powers and duties of management usually vested in the office of President. He shall conduct all meetings in accordance with the customary rules of order and he may only vote in case of a tie vote.

SECTION 3.

The Vice President, shall in the absence or disability of the President, perform the duties and exercise the powers of the president.

SECTION 4.

(a) The Secretary shall keep or cause to be kept a book of minutes of all meetings with the time and place of holding, whether regular or special, and if special, how authorized the notice thereof given.

(b) The Secretary shall cause to be given notice of all meetings.

(c) The secretary shall have a copy of the previous meeting(s) minutes posted on the 395 Concourse Website within 10 days after the date of adjournment of such meeting.

As approved by the membership August 15, 2009 concourse meeting

SECTION 5.

The Treasurer shall receive and keep all the non race funds of the Concourse, and pay only after the delegates have authorized such payment, on a check of the Concourse. The Treasurer shall keep a record of all receipts, disbursements of the Concourse, and shall submit them for audit yearly or as the delegates may require. The treasurer has the automatic authority to purchase flowers, from \$50.00 to \$100.00, for any deceased member. *

** As approved by the membership at its 12/13/97 meeting.*

SECTION 6.

The Race Secretary shall prepare all race arrangements to conduct the races of the Concourse within Concourse Bylaws, Concourse Race Rules, and ARPU Official Club Race Rules, including its Addendum. Race Secretary's additional duties are found in the Concourse Race Rules. (see Exhibit "B").

ARTICLE XII - RACE RULES

The members shall fly in compliance with the ARPU Official Club Race Rules, The CSRPO race rules and the Concourse Race Rules. (see Exhibit "B" attached).

ARTICLE XIII - RECORDS

The Concourse shall maintain adequate and accurate accounts, books, including records of its business and properties. The officers of the Concourse are responsible for the maintenance of such records. At the end of each officer's term such records will be transferred to the new officers.

ARTICLE XIV - REMOVAL

The majority vote of the delegates and member clubs may remove an officer from office at any time. If an officer is so removed, a new officer may be elected at the same meeting and shall hold the office for the remainder of the term of the removed officer.

ACKNOWLEDGEMENT

I, the undersigned, as the President of The 395 Concourse of Southern California, an unincorporated association, acknowledge the foregoing Bylaws with its attached Race Rules consisting of 10 pages were duly approved by the majority vote of the delegates and member clubs as of 8-15-09.

Dated: _____ ,

By: _____
EDDIE HOGUE, President

CERTIFICATION

I, the undersigned, as the duly elected and acting Secretary of The 395 Concourse of Southern California, an unincorporated association, and that the foregoing Bylaws with its attached Race Rules consisting of 10 pages, constitute the Bylaws of said Concourse as duly approved as of 8-15-09 by the majority vote of the delegates and clubs.

Dated: _____ ,

By: _____
LARRY LANDWEER, Secretary