

## MEMORANDUM

TO: Libertarian National Committee  
FROM: Bill Hall, Bill Redpath and Mark Rutherford  
DATE: June 25, 2015

RE: **General Counsel Search**

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We were asked to serve as a search committee to evaluate candidates to serve as General Counsel to the Libertarian National Committee. Specifically, our mission was to evaluate candidates and then recommend qualified candidates to the LNC for consideration and hiring. This memo completes that task.

Last year, the LNC publicized its search for a new General Counsel following the passing of Gary Sinawski. The LNC, its members and employees received several expressions of interest from attorneys interested in serving as general counsel. Copies of these expressions of interest were provided by the LNC Chair to our committee.

As a committee, we reviewed these expressions of interest. We also made a couple of inquiries to likely candidates to determine if they had an interest in the position. We then identified six interested candidates who we considered qualified to participate in a request for proposal process. We emailed to each of them an RFP in the form attached to this memo. Four of the candidates responded with the proposals attached to this memo. Of the other two candidates, one withdrew from consideration and the other did not respond.

Our committee reviewed and discussed the attached proposals. We concluded that each of the four finalists and their proposals had both strengths and weaknesses. For example, some of the candidates would require a higher fee than others. Two of the candidates are members of law firms that could provide backup support if rapid action or specialized expertise was needed. Some of the candidates have less expertise, or access to expertise, in areas of the law where the LNC might require assistance. However, every member of our committee believes that, on balance, each of the four candidates has the necessary qualifications to serve as General Counsel, no matter who the LNC chooses.

To give the LNC an idea of our committee's assessment of who would be most qualified to serve as General Counsel, we each rank-ordered the four candidates, giving our first choice a "4", second choice a "3", etc. We then totaled the points, which resulted in the following rankings:

Candidate	Total Points
Oliver Hall	10
Alicia Dearn	8
Tom Baker	7
Gary Donoyan	5

We did anticipate that some LNC members might have questions or concerns about the potential for conflicts of interest relating to Alicia Dearn's past and possible future representation of the Gary Johnson campaign and Our America Initiative. She confirmed that she continues to represent the 2012 Gary Johnson campaign and Our America Initiative on matters unrelated to the LNC. If asked to represent the 2016 Gary Johnson campaign while already serving as LNC General Counsel, she would strongly consider foregoing the 2016 Gary Johnson representation, and in any event could not represent both clients if it posed an ethical conflict that the LNC and 2016 Gary Johnson campaign would not waive. Our committee does not consider her current representation of the 2012 Gary Johnson campaign and Our America Initiative to pose an ethical conflict that cannot be waived. As such, it should not foreclose a decision to hire her as General Counsel.

As noted in the RFP, we advised the candidates that we anticipated the LNC would consider this matter at its July meeting. Hence, whatever your decision, please plan to advise the candidates following that meeting.

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