

# TRANSITIONAL RESOLUTIONS

## College Hockey East



### 2018 CHE BY-LAW AND PLAYING RULES AMENDMENTS

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WHEREAS, College Hockey East (“CHE” or the “Organization”) was established on March 26, 1971, as an organization of collegiate ice hockey teams in the eastern United States for the purpose of offering a competitive league of college hockey teams that provides standards, structure, regulates operation, and promotes sportsmanship; and

WHEREAS, the CHE is governed by a certain By-Laws and certain Playing Rules (together, the “By-Laws”) which have been duly adopted by its members; and

WHEREAS, the current By-Laws were established on September 16, 2001, and the most recent amendments and revisions to those By-Laws took place in 2012; and

WHEREAS, in conjunction with a meeting of the General Membership of the Organization on May 13, 2017, in Indianola, Pennsylvania, certain proposed amendments to the By-Laws (the “Amendments”) were first presented and discussed with the Members then and there gathered, as well as distributed to the General Membership for further review and comment; and

WHEREAS, in conjunction with a meeting of the General Membership of the Organization on April 8, 2018, in Harmar Township, Pennsylvania, updates to the Amendments were again presented and discussed with the Members then and there gathered after being previously distributed to the General Membership no less than 7 days prior to the meeting for further review and comment; and

WHEREAS, the Amendments, if duly adopted in accordance with the current By-Laws, will effect changes in the duties, powers, and terms of Elected Officers and Appointees (as those terms are defined in the current By-Laws), terms, conditions, and statuses of Membership in the Organization, and other significant changes; and

WHEREAS, the Commissioner, David L. Fryer, Jr.; Associate Commissioner, Jamison P. Roth; and Executive Assistant, Charles R. Kuzniewski II; have been elected or appointed, respectively, to terms of office which are scheduled to expire under the By-Laws on April 8, 2018; and

WHEREAS, David J. Layman, Craig Bioni, Jason Greenway, and Edward Maras have each been duly appointed, to terms on the Organization’s Board of Directors which are scheduled to expire under the By-Laws on April 8, 2018; and

WHEREAS, it is anticipated that the Amendments will be adopted in accordance with the current By-Laws, on April 8, 2018; and

WHEREAS, the adoption of the Amendments being imminent, certain transitional resolutions must be adopted, in the interest of fairness and continuity, to ensure the sustained operations of the CHE and protect the rights of its Members during the resulting transitional period;

NOW, THEREFORE, in consideration of the foregoing, the following Transitional Resolutions are hereby moved by David L. Fryer, Jr. (Commissioner) and seconded by California University of Pennsylvania, which Transitional Resolutions shall take effect if, and only if, the Amendments are duly adopted by the Membership:

RESOLVED, that the term of Commissioner for David L. Fryer, Jr., shall expire naturally on this date, as is defined in the By-Laws, and the similarly-named role of Commissioner, as such office is defined in the Amendments, shall be open for election; and further

RESOLVED, that the terms of Associate Commissioner, Jamison P. Roth, and Executive Assistant, Charles R. Kuzniewski II, shall expire naturally on this date, as is defined in the By-Laws, and neither individual shall accede to any similar position, as may be defined in the Amendments; and further

RESOLVED, that Jamison P. Roth is appointed as Supervisor of Elections to conduct the Organization's first election under the Amendments, which election shall be conducted as soon as is reasonable after the adoption of the Amendments, and shall proceed under the protocols established by the Amendments for Elections; and further

RESOLVED, that terms on the Board of Directors for David J. Layman, Craig Bioni, Jason Greenway, and Edward Maras shall expire naturally on this date, as is defined in the By-Laws, and none of those individuals shall not accede to positions on the Executive Committee or similar, as is or may be defined in the Amendments; and further

RESOLVED, that an *ad hoc* Transitional Committee is hereby formed, which shall exist for one year from the date of the adoption of the Amendments and shall serve as an advisory council to the new Executive Committee and the Membership, but shall have no voting rights whatsoever with respect to matters decided by the Executive Committee; and further

RESOLVED, that David J. Layman, Craig Bioni, and Jason Greenway shall be appointed as the members of the Transitional Committee unless any such member is subsequently elected as the Commissioner or duly appointed to the Executive Committee, at which time he shall be immediately removed from the Transitional Committee and shall serve the Organization in his new elected or appointed capacity; and further

RESOLVED, that all institutions with a representative present and participating in the meeting of April 8, 2018, shall accede to Full Member status, as that term is defined in the Amendments, for as long as they continue to satisfy the requirements of Full Membership status; and further

RESOLVED, that all institutions acceding to Full Member status as of the meeting of April 8, 2018, be listed individually in these Resolutions, designating their acknowledgement and consent to Full Membership status, as that term is defined in the Amendments; and further

RESOLVED, that any institution not listed in these resolutions due to not having a representative present and participating in the meeting of April 8, 2018, or due to not fielding a team in College Hockey East in the 2017-18 fiscal year shall not accede to any form of membership status, as is defined in the Amendments, and shall thereby have any type of existing membership terminated.

IN ACCORDANCE HEREOF, these institutions and only these institutions shall be the Members of the Organization immediately upon the adoption of the Amendments, if, and only if, such Amendments are, in fact, duly adopted in accordance with the By-Laws:

Allegheny College	University of Pittsburgh at Bradford
University at Buffalo	University of Pittsburgh at Greensburg
California University of Pennsylvania	University of Pittsburgh at Johnstown
Case Western Reserve University	Penn State Altoona
Community College of Allegheny County	Rochester Institute of Technology
University of Delaware	Robert Morris University
Edinboro University of Pennsylvania	Saint Francis University
Indiana University of Pennsylvania	Saint Vincent College
Liberty University	United States Naval Academy
Mercyhurst University	West Chester University
University of Pittsburgh	College of Wooster

IN WITNESS WHEREOF, these Transitional Resolutions have been proposed to the General Membership at the meeting of April 8, 2018, whereupon no dissenting vote was made against the adoption of these Transitional Resolutions, and therefore the Motion to Adopt these Transitional Resolutions is carried; then, these Transitional Resolutions shall take effect immediately upon the adoption of the Amendments, if, and only if, such Amendments are, in fact, duly adopted in accordance with the By-Laws.

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David L. Fryer, Jr.  
Witness and Presiding Officer

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Jamison P. Roth  
Witness

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David J. Layman  
Witness

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Craig D. Bioni  
Witness

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Jason T. Greenway  
Witness