

January 12, 1984

RECEIVED
JAN 16 1984

Mr. Everett Miller, Adjutant
Cpl. Ian M. Gray Chapter #51
Disabled American Veterans
1845 Edgewood
Dearborn, MI 48124

Dear Mr. Miller:

This is to advise that the Amendment to the Constitution and Bylaws for Cpl. Ian M. Gray Chapter #51, Department of Michigan, was reviewed and approved by the National Judge Advocate.

A copy of this document is being furnished to the State Department for their information and files in addition to placing a copy on file here at National Headquarters for future reference.

Sincerely,

JOHN P. CHARLTON, Director
Membership and Volunteer Services

JPC:ahb

cc: Mr. Russell Spalding, Commander
Department of Michigan

enclosure

MODEL AMENDMENT

RESOLVED

The Constitution and Bylaws of Cpl. Ian M. Gray Chapter 51 Disabled American Veterans.

located in Dearborn Michigan Address 6117 Chase Road.

Is hereby amended that annual dues shall be \$ 15.00 per membership year. effective for the 1984 - 85 membership year.

The above Amendment was adopted on October 13, 1983
Month, Day, Year

Signed Herman A. Semonde
Chapter Commander

Barrett E. Miller
Chapter Adjutant

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Constitution and By-Laws

CORPORAL IAN M. GRAY CHAPTER NO. 51

DISABLED AMERICAN VETERANS

CONSTITUTION

DISABLED AMERICAN VETERANS

CPL. IAN M. GRAY CHAPTER NO. 51

Preamble

For God and Nation, and for our commonweal, we former members of the armed forces of the United States having aided in maintaining the honor, integrity, and supremacy of our country, holding in remembrance the sacrifices in common made and drawn together by strong bonds of respect and mutual suffering, solemnly and firmly associate ourselves together in creating the Disabled American Veterans, the principles and purposes of which shall be supreme allegiance to the United States of America, fidelity to its constitution and laws; to hold aloft the torch of true patriotism; to strive for a better understanding between nations that peace and good will may prevail; to cherish and preserve the memories of our military association; and to aid and assist worthy wartime disabled veterans, their widows, their orphans and their dependents.

Article I -- Name

The name of this organization shall be: "Disabled American Veterans, Cpl. Ian M. Gray Chapter Number 51" of Dearborn, Michigan.

Article II -- Purpose

The purpose of the Disabled American Veterans shall be to uphold and maintain the Constitution and Laws of the United States; to realize the true ideals and aims for which we fought; to protect and advance the interests and welfare of all wounded, gassed, injured and disabled veterans of any war; to cooperate

DAV - Chapter No. 51 - Constitution - continued

with the Administration of Veterans' affairs and all other public and private agencies devoted to the cause of improving and advancing the physical and mental conditions, care and medical treatment, health and economic interests of the wounded, gassed, injured, or disabled veterans of any war; and encourage in all people that spirit of tolerance and understanding which will tend to guarantee against future wars.

Article III -- Membership

Any man or woman, who was wounded, gassed, injured or disabled in line of duty during time of war, while in the service of either the military or naval forces of the United States of America, and who has not been dishonorably discharged or separated from such service, or who may still be in active service in the armed forces of the United States of America is eligible for membership in the Disabled American Veterans. Others, who are disabled while service with any of the armed forces of any nations associated with the United States of America as allies during any of its war periods, who are American citizens and who are honorably discharged, are also eligible.

The Disabled American Veterans shall not have honorary members.

This Chapter may admit or reject any applicant for any reason satisfactory to the Chapter, provided, however, that all applicants admitted to membership must be eligible for membership under the provisions above.

A membership transfer may be made from another chapter to this chapter by the petitioning member presenting his membership card to this chapter, and upon the acceptance by this chapter of his application. Such membership card should then be sent to National Headquarters, together with notification that the man has been accepted by the chapter.

No member shall, by virtue of his or her membership, acquire any property rights or any present or existing right in or to the property which this Chapter may now have, or hereafter acquire. Each member agrees that he shall not be entitled to any refund on dues or other payment upon resignation, transfer or expulsion, or other termination of his membership. Upon voluntary dissolution of this chapter, except because of revocation of its charter as provided in the National Constitution and By-Laws of the DAV, its assets remaining after payment of its indebtedness, if any, shall be reduced to cash and contributed to National Headquarters, DAV, where it will be held in trust for 18 months, after which it becomes the property of the National Department in the event the chapter fails to reorganize within such period. Each member agrees that he shall not receive any money or other thing of value because of any services rendered or to be rendered the Chapter, as a member, officer or otherwise, unless the same is expressly authorized by this Chapter.

DAV - Chapter No. 51 - Constitution - continued

Article IV -- Powers

To have perpetual succession, with power to sue and be sued in courts of law and equity; to receive, hold, own, use and dispose of such real estate and personal property as shall be necessary for its chartered purposes; to adopt a constitution, by-laws, and regulations to carry on its purposes, not inconsistent with the laws of the United States or any state; and generally to do any and all such acts and things as may be necessary and proper in carrying into effect the purposes of the chapter.

Article V -- Officers

The elective officers shall consist of a Commander, Senior Vice-Commander, Junior Vice-Commander, Judge Advocate, Treasurer, Adjutant, Chaplain and Sergeant-at-Arms.

The elective officers shall be elected at the Annual Meeting of the chapter and shall hold such office until their successors are duly elected at the next annual meeting unless such office becomes vacant by death, resignation, or in accordance with the by-laws.

The appointive officers shall consist of a Service Officer, Historian, Officer of the Day, two Color Guards and two Color Bearers.

The appointive officers shall be appointed by the newly elected Commander with the approval of the majority of the Executive Committee and shall hold such office at the pleasure of the Commander, or until their successor has been duly appointed after such office has become vacant by death, resignation or otherwise.

Article VI -- Administration

The administrative affairs of this organization shall be vested in the Executive Committee which shall consist of the Retiring Commander, the Commander, the Senior Vice-Commander, the Junior Vice-Commander, the Judge Advocate, the Treasurer and the Adjutant. The newly elected Commander shall act as Chairman and the Adjutant as Secretary.

Article VII -- By-Laws

Appropriate By-Laws to carry out the provisions of this Constitution may be adopted and/or amended by an affirmative majority vote of at least two-thirds of the members present at any meeting as provided by the By-Laws. However, no amendment to these by-laws shall be effective until approved by the National Judge Advocate.

Article VIII -- Seal and Insignia

This organization shall adopt the official seal and the distinctive badge and/or insignia, as adopted and authorized by the National Organization.

Article IX -- Amendments

This Constitution may be amended at any meeting by a two-thirds affirmative vote of the members present, provided that a copy of the proposed amendment or amendments have been mailed, to all members in good standing, at least five (5) days prior to the reading of such proposed amendment or amendments, at the meeting preceding that meeting upon which said amendment or amendments shall be voted upon. However, no amendment to this constitution shall be effective until approved by the National Judge Advocate.

Article X -- Suspension

Neither this Constitution nor the By-Laws or any provision thereof, except the order of business, shall be suspended. The order of business may be suspended by an affirmative vote of at least two-thirds of the members present at any meeting.

Article XI -- Validity of Constitution

This Constitution shall become in full force and effect on and after its approval and adoption by this Chapter and shall remain in effect until it is disapproved by the National Judge Advocate, amended or repealed by the Chapter.

BY-LAWS

DISABLED AMERICAN VETERANS

CPL. IAN M. GRAY CHAPTER NO. 51

Article I -- Elections

Section 1. Method of Election: The elective officers shall be elected by a majority vote of the members present at the Annual Meeting. The date, time and place of the Annual Meeting shall be fixed by the Chapter which date shall be prior to the Annual State Convention.

Section 2. Notice: Notice of the annual election of officers shall be mailed by the adjutant, to all members in good standing, at least seven (7) days before the date set by the Executive Committee.

Section 3. Ballots: All voting for officers or delegates shall be by written ballot, except by unanimous consent.

Section 4. Votes Required: It shall require a majority of votes cast to elect a candidate for any office, or as a State or National Convention delegate or alternate.

Section 5. Convention Delegates: All nominations for either State or National Convention delegates shall be made at the meeting next preceding the meeting at which they are to be elected: election for National Convention delegates shall be held not more than 45 days, nor less than 15 days, preceding the opening date of such convention.

Section 6. Installations: Installation of officers elected at the regular annual meeting shall be made at the next succeeding regular meeting; installation of officers elected to fill vacancies shall be made at the same time at which they are elected.

Article II -- Meetings

Section 1. Annual: the annual meeting shall be held on the date set by the Chapter for the election of Officers.

Section 2. Regular: The regular meetings shall be held on the 2nd Thursday of each month, at 7:30 P.M., at a place in the City of Dearborn, as designated by the Chapter.

DAV - Chapter No. 51 - By-Laws - continued

Section 3. Special: Special meetings may be called by the Commander, with the approval of a majority of the Executive Committee; provided, that notice of the date, time and place of such meeting has been given personally or by mail to all members, in good standing, at least five (5) days prior to the date thereof. Special meetings may be called by the Commander whenever he may deem it necessary, or when requested in writing to do so by ten (10) or more members of the Chapter in good standing, or when requested in writing by a majority of the Executive Committee. The call of any such special meeting shall state specifically the purpose for which it is called, and no other business than that specified in the call shall be transacted at such meeting.

Article III -- Vacancies in Office

Section 1. Elective Officers: Upon the death or resignation of any elective officer or upon the failure of any elective officer to attend four (4) consecutive Regular Meetings due to other than illness, disability or other justifiable cause the Chapter may declare such office vacant at the next Regular Meeting and a successor shall, at such regular meeting, be duly elected by a majority vote of the members present. Provided, however, that if such vacancy shall be in the office of Commander, then the Senior Vice-Commander shall serve as Commander until the next Annual election of officers and the Junior Vice-Commander shall serve as Senior Vice-Commander and a Junior Vice-Commander shall be elected to serve as such until the next Annual election of officers.

Section 2. Appointive Officers: Upon the death or resignation of any appointive officer or upon the failure of any appointive officer to attend four (4) consecutive regular meetings, due to other than illness, disability or other justifiable cause, the Executive Committee shall declare such office vacant at the next regular meeting and a successor shall, at such regular meeting, be appointed by the Commander with the approval of a majority of the Executive Committee, present at such meeting.

Article IV -- Duties of Officers

Section 1. General. The Officers of the Chapter shall perform such duties as are prescribed in the official ritual of the National Constitution; and shall perform all such other duties as might be incumbent upon their offices.

Section 2. Commander: The duties of the Commander shall be to call all meetings and act as chairman at such meetings. He shall maintain order and dispatch such business as may legally come before him. He shall perform all other duties that may be reasonably assumed to be incidental to his office or as delegated by the Executive Committee, the State Department or the National Department.

Section 3. Senior Vice-Commander: The Senior Vice-Commander, Junior Vice-Commander, Judge Advocate, Adjutant and Treasurer in the order named, shall in the absence, death, resignation or removal of the Commander, perform the duties of the Commander until the Commander returns, or until a Commander is elected in his place.

Section 4. Treasurer: The Treasurer shall receive and deposit all the monies of the Chapter in the Chapter name. He shall be responsible for the custody and proper disbursement of the funds and securities of the Chapter, and shall be bonded in an amount prescribed by the National Department with the approval of the Executive Committee. He shall keep regular accounts of all funds received and disbursed, and of all securities placed in his custody, in the manner prescribed by the Executive Committee. His accounts shall, at all times, be open to inspection by any member of the Executive Committee, and shall be audited at least once a year to the approval of the Executive Committee. All disbursements shall be made by bank check, signed and approved in a manner prescribed by the Executive Committee. He shall report at each regular meeting and shall report in writing at each annual meeting and at such other times as the Executive Committee may direct. He shall prepare and forward to the State Department and National Adjutant on or before the first day of August of each year, a report of the Chapter's finances as of June 30th of that year.

Section 5. Adjutant: The Adjutant shall keep a true and complete record of all business conducted by the Chapter and its Executive Committee. He shall conduct all necessary correspondence; carry into effect the motions, orders and resolutions of the Chapter and its Executive Committee not otherwise assigned; keep membership lists and lists of all eligibles to membership; officially notify all members, in good standing, of the annual election of officers, of special meetings, of proposed amendments to the Constitution or By-Laws, of their election as officers or delegates, of appointees to committees; and, when directed by the Executive Committee, shall officially notify members of regular meetings or other special matters. He shall keep a perpetual inventory of all Chapter property and do all things incidental and necessary to increase the membership, activities and effectiveness of the Disabled American Veterans.

Section 6. Judge Advocate: The Judge Advocate shall be legal advisor to the Chapter. Upon request of the Commander, or the Chapter, he shall render his opinion upon all questions of parliamentary procedure, on such questions as may arise, concerning the interpretation of the Constitution of this Chapter, or the Constitution or By-Laws of the State or national organizations, and upon all questions arising out of any dispute upon the Floor of the assembly.

Section 7. Chaplain: The Chaplain shall perform such duties as are prescribed in the official ritual of the National Organization and all such other duties as might be incumbent upon his office.

Section 8. Sergeant-at-Arms: The Sergeant-at-Arms shall be responsible for those present in a meeting as to their eligibility for participation therein, and shall report his findings to the Commander. He shall obey and enforce the lawful orders of the Commander in preserving order and shall allow no one to enter or depart during the opening ceremonies.

DAV - Chapter No. 51 - By-Laws - continued

Section 9. The Service Officer and Historian shall perform all duties incumbent upon their respective offices and in accordance with the directions of the Commander or Executive Committee. The Officer of the Day, Color Bearers and Color Guards shall perform such duties as are prescribed by the official ritual of the National Organization and all such other duties as might be incumbent upon their respective offices.

Article V -- Executive Committee

Section 1. Quorum: A majority of the members of the Executive Committee shall constitute a quorum to conduct such business as may come before any of its meetings.

Section 2. Meetings: Meetings of the Executive Committee may be called by the Commander, or a majority of the members of the Committee at any time, provided, however, that written notice of the time and place shall have been given to all members of said Committee to be present thereat.

Section 3. House Rules: In the event that a home or club rooms are obtained for this organization, the Executive Committee, in addition to the regular administrative duties vested in them, shall be vested with the duty and authority to conduct the affairs and business of such a home or club rooms and to promulgate such house rules as they deem necessary and expedient to the proper management thereof.

Article VI -- Dues

Section 1. National and State: National and State dues or per capita tax shall be as fixed by the National and State Departments and shall be paid to the Treasurer of this Chapter and by him paid to the respective departments.

Section 2. Local: The annual dues of each member of this Chapter shall be \$2.00; however, no dues shall be assessed or collected from Life Members. Dues payable by Life Members shall be governed by the National By-Laws and mandates.

Section 3. Arrearages: Any member in arrears for dues or assessments after June 30th, of each year, shall cease to be a member in good standing. Dues shall be payable on or before July 1 for the succeeding year.

Article VII -- Quorum

Section 1. Definition: Ten members present at any annual, regular or special meeting shall constitute a quorum to conduct such business as may come before any of such meetings.

DAV - Chapter No. 51 - By-Laws - Continued

Article VII -- Procedure

Section 1. Parliamentary Practice: The proceedings and deliberations of this Chapter shall be in accordance with the Official Ritual of the National Organization and the Rules of Parliamentary Practices as established by Roberts' Revised Rules of Order.

Section 2. Voting: There shall be no voting by proxy. Only members present and in good standing shall be entitled to vote on any question.

Section 3. Presiding Officer's Vote: The presiding officer shall be entitled to vote only in case of a tie, or where the voting is by written ballot.

Section 4. Members' Rights and Privileges: Each member accepting or retaining membership in this Chapter agrees to be bound by its Constitution and By-Laws, now in force or hereafter adopted or amended, and agrees not to bring any action in any court of law or equity relating to his rights or privileges as a member or officer until all remedies provided by this Chapter's Constitution and the State and National Constitutions, By-Laws and lawful mandates, have been exhausted.

Section 5. Disciplinary Action: All disciplinary actions taken or commenced against members shall be in accordance with Article XII of the National By-Laws.

Article IX -- Fiscal Year

Section 1. Duration: The fiscal year of this Chapter shall be from July 1 to the following June 30.

Article X -- Delegates

Section 1. Selection: Delegates and alternates to the State and National Conventions shall be elected by the membership, at a regular meeting reasonably prior in time to the named conventions.

Article XI -- Committees

Section 1. Appointments: All Committees, other than the Executive Committee shall be appointed by the Commander.

Section 2. Administration: The Commander, upon taking office and from time to time as deemed necessary, shall appoint such Committees as he shall see fit to carry on and expedite the purposes and work of the Chapter, but, in no case, let any such committee to give publicity to any of its findings or recommendations without the consent of the Commander, nor shall any such committee incur any expense without prior authorization from the Chapter.

DAV - Chapter No. 51 - By-Laws - continued

Section 3. Chairman and Ex-Officio Officer: The Commander shall designate the Chairman of and may serve as Ex-Officio member of all committees appointed by him.

Article XIII -- Policy

Section 1. General: This Chapter shall not, in its official capacity, take any part in Partisan, Political or Sectarian questions or in any industrial disputes. However, nothing in this provision shall prohibit this organization or any unit thereof from participating in political issues which have a direct bearing upon the welfare of America's disabled veterans.

Article XIII -- Auxiliary

Section 1. General: This Chapter heartily endorses and recognizes an auxiliary organization composed of mothers, sisters, wives, and daughters of members of our organization and of persons eligible to membership therein; mothers, wives, sisters and daughters of persons who were killed in the military or naval service of the United States, during any war, or who have since died of injury, wounds or disabilities received in such service.

Article XIV -- Amendments

Section 1. General: These By-Laws may be amended by an affirmative majority vote of at least two-thirds (2/3) of the members present, constituting a quorum or more, at any annual, regular or special meeting; provided, however, that a copy of the proposed amendments and notice of voting thereon shall have been mailed to all members of record at least five (5) days prior to the meeting at which it is to be voted upon. Such amendments to be approved by the National Judge Advocate.

Article XV -- Suspension

Section 1. General: These By-Laws or any provision hereof, except the order of business as contained in the National Ritual, shall not be suspended. The order of business as contained in the official Ritual may be suspended by an affirmative vote of at least two-thirds (2/3) of the members present at any meeting.

1-19-62
Approved by:
John E. Law
Dist. Judge Advocate

CONSTITUTION OF SOCIETY

The above Constitution and By-Laws were adopted
Chapter No. 51 Disabled American Veterans, at Dearborn Michigan
this 12th day of April, 1962, subject to the
approval of the National Judge Advocate.

Terro J. Heppner
(Signed) Chapter Commander

ATTEST:

Horace M. King
Chapter Adjutant

APPROVED:

APPROVED:

National Judge Advocate

State Department

I certify that the within constitution and/or
By-Laws does not conflict with those of the
National Department to that extent,
is approved.

Date:

4/23/62

DAV National Judge Advocate

January 12, 1984

RECEIVED
JAN 16 1984

Mr. Everett Miller, Adjutant
Cpl. Ian M. Gray Chapter #51
Disabled American Veterans
1845 Edgewood
Dearborn, MI 48124

Dear Mr. Miller:

This is to advise that the Amendment to the Constitution and Bylaws for Cpl. Ian M. Gray Chapter #51, Department of Michigan, was reviewed and approved by the National Judge Advocate.

A copy of this document is being furnished to the State Department for their information and files in addition to placing a copy on file here at National Headquarters for future reference.

Sincerely,

JOHN P. CHARLTON, Director
Membership and Volunteer Services

JPC:ahb

cc: Mr. Russell Spalding, Commander
Department of Michigan

enclosure

MODEL AMENDMENT

RESOLVED

The Constitution and Bylaws of Cpl. Ian M. Gray Chapter 51 Disabled American Veterans.

located in Dearborn Michigan Address 6117 Chase Road.

Is hereby amended that annual dues shall be \$ 15.00 per membership year. effective for the 1984 - 85 membership year.

The above Amendment was adopted on October 13, 1983
Month, Day, Year

I CERTIFY that the within constitution and/or by-laws does not conflict with those of the National Organization, and to that extent, is approved.

Date:

James M. [Signature]
DAV National Judge Advocate

Signed

Hermon A. Semonde
Chapter Commander

Barrett E. Miller
Chapter Adjutant

1/9/84
Approved 12-17-83

John J. Soak
Hq Judge Advocate

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October 13, 1993

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OCT 20 1993
ns'd.....

Mr. Wilmont A. Schlaff, Adjutant
Cpl. Ian M. Gray Chapter #51
Disabled American Veterans
6055 Coleman
Dearborn, MI 48126

Dear Mr. Schlaff:

The amendments to the Constitution and Bylaws for Cpl. Ian M. Gray Chapter #51, Department of Michigan, are hereby approved as of this date.

A copy of this document is being forwarded to the Department of Michigan and a copy is being retained in our permanent files here at National Headquarters for future reference.

Sincerely,

COPY

EDWARD G. GALIAN
National Judge Advocate

EGG:RLG/kgb

Enclosure

cc: Department of Michigan

CPL. IAN M. GRAY

CHAPTER No. 51

6117 CHASE RD. DEARBORN, MICHIGAN 48126



Motto: "If I cannot speak good of my comrade, I will not speak ill of him."

DISABLED AMERICAN VETERANS

Be It Resolved that,
The Constitution and Bylaws of Cpl. Ian M. Gray Chapter 51
Disabled American Veterans,
Located in Dearborn Michigan Address 6117 Chase Road,
is hereby amended that,

Article V -- Officers

The elective officers shall consist of a Commander, Senior Vice-Commander, Junior Vice-Commander, Judge Advocate, Treasurer, and Chaplain.

The appointive officers shall consist of a Service Officer, Historian, Adjutant, Sergeant-at-Arms, Officer of the Day, two Color Guards, and two Color Bearers.

Article VI -- Dues

Section 2. Local: The annual dues of each member of this Chapter shall be \$20.00; however, no dues shall be assessed or collected from Life Members. Dues payable by Life Members shall be governed by the National By Laws and mandates.

To be effective for the 1994-95 membership year.

The above Amendments were adopted on September 09, 1993

I CERTIFY that the within constitution and/or by-laws does not conflict with those of the National Organization, and to the extent, is approved.

Month, Day, Year

Signed Ross E. Coleman
Chapter Commander

DATE:

10/13/93 DAV National Judge Advocate NOTE!

Edward E. Satian
State Judge Advocate

Wilmore J. Schreff
Chapter Adjutant

Amendments Approved

State Judge Advocate

10/1/93
Date

Amendments Approved

National Judge Advocate

Date