



Member of Bar: NJ, NY, CT, DC

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December 2, 2021

To: Dr. Halyna Hryn
President, Shevchenko Scientific Society, Inc.
63 Prentiss Street
Watertown, Massachusetts 02472
Via email to hryn@shevchenko.org

Dr. Roman Kuc
Chair, Audit Committee
450 Yale Avenue
New Haven, Connecticut 06515
Via email to roman.kuc@yale.edu

Professor Virko Baley
Chair, Nominating Committee
4150 E. Pinecrest Circle
Las Vegas, Nevada 89121
Via email to vbaley@aol.com

Administration
Shevchenko Scientific Society of America
63 4th Ave
New York, New York 10003
Via email to info@shevchenko.org

Re: **December Delayed Election**

Dear President Hryn, and Audit and Nominating Committee Chairs;

On December 18, 2021, our General Election will select a new president and members of the board of the Shevchenko Scientific Society of America, Inc. I am writing with some additional issues of concern that need your respective immediate attention. We have previously raised them, but, so far, you have failed to provide adequate response.

President Hryn, as you recall, I have written previously, with my first letter, August 9, 2021, expressing Professor Motyl's concerns regarding a free and fair election, to which you replied on August 24, 2021, albeit with a promise of a more formal reply that never materialized. Somehow, after my September 21, 2021, reply, via electronic mail, I stopped receiving correspondence, nor was my correspondence included in the central file that was created after voting had already started. I include that correspondence and would ask that it be included in the central file. As a member, I am entitled to receive correspondence, and I would request a copy of the updated database that Professor Motyl had requested, but not received. It was heartening to see that the Audit Committee praised that it was updated and accurate. For your convenience, copies of our correspondence are attached.

In your reply to my letter you assured Professor Motyl and myself that

“I will reply formally by mail to your formal letter, but wanted to address your main point immediately and assure you that there have been no promotions going on outside of the sections, nor would we ever do such a thing. Only full members of each section vote on the induction and promotion of its members...”

However, I have had several members send me correspondence requesting they vote on accepting and promoting members, the last as late as a week ago. *Requested response by return e-mail:*

- 1. Email containing fully updated Society membership roster, regardless of the person's membership status at this time, including: name, postal address, all email addresses, home and cell numbers; as applicable, the Scholarly Section with which the person is associated; a full copy of the person's dated membership application, and the date when such membership was approved by the Society. This shall be the identical database which you have stated the Audit Committee has verified.*
- 2. A complete roster of all members accepted and promoted since our August 9, 2021 letter.*

Dr. Kuc, regarding the report from the Audit Committee, I received the electronic mail this past Monday, November 29, 2021:

“До компетенції Контрольної Комісії належить загальна перевірка фінансового господарювання майном Товариства, перевірка діловодства та виконання постанов Загальних Зборів і Управи Товариства.”

I would also request notice of proposed changes to the statute, which require three months' notice prior to the December 18, 2021, election:

“Управа обов'язана повідомити членів Товариства про всі заплановані зміни письмовим повідомленням принайменше три місяці перед Загальними Зборами, на яких мають відбутися голосування над змінами Статуту. Крім того, письмові повідомлення членів про ці Загальні Збори мусять включати в порядку нарад точку про голосування над змінами Статуту і відповідати вимогам *параграфу 27*. Пропоновані зміни не можуть порушувати основних постанов про організацію наукової праці або завдання, які є спільні всім у світі Науковим Товариствам ім. Шевченка, або їм противитися.”

Requested response by return e-mail:

1. *Audit Committee's complete report with supporting documentation regarding all the allegations of conflict of interest that have been made.*
2. *A copy of the complete financial report, in that this document will require more review prior to the elections.*
3. *A copy of the full Audit report by an independent CPA firm as under these circumstances this is not only required at this time the Society, but a number of serious financial abuse and related conflict of interest allegations have arisen, and they must be addressed adequately and in a timely manner.*

Finally, Professor Baley, I would like to request, as I did in my August 9, 2021, letter:

1. Grant candidates for the presidency equal rights with respect to contacting all members by granting full access to the administration's electronic mail, the official web-page, and the Society's Facebook page.
2. Respond to the fact that the majority of the Society's members live beyond New York City and the worsening COVID situation by holding the election via confidential mail-in ballots as in 2009, 2012, 2015 and 2018. Those members who would like to be present while the votes are counted can bring their sealed voting envelopes, as well as proxy votes, on the day of the election.
3. Set the rules determining a quorum for the following:
 - opening the December 18 meeting
 - selection of officiating members
 - confirmation of Nominating Committee
 - acceptance of Program
 - selection of Vote Counting Committee
 - selection of Resolutions Committee
 - voting regarding decision of Audit Committee
 - voting to confirm Program of Vote Counting Committee
4. Regarding COVID pandemic by requiring all members of committees to confirm that they are vaccinated or to wear appropriate face covering, or, as the modified New York City requirements dictate, allow out of state members, or with disabilities exempt, to wear masks, if they can't maintain distancing.

Respond with an explicit recitation of the proposed official policy and directions for the Society concerning:

1. *Exact procedures, whereby all Society members may have the access to all others as recited in paragraph # 1 and 2, and,*
2. *Detail response to paragraphs # 3 and 4, above.*

The current leadership of the Society is put on notice that strict scrutiny shall be applied to their timely and fully dispositive responses to the hereinabove, as requested.

We reserve all rights to seek enforcement measures, including, with exceptions, cease and desist orders, and other legal and equitable remedies concerning any violations of New York City, New York State, Federal laws and regulations pertaining to the Society as not-for-profit corporation; with particular reference concerning the discharge of the fiduciary responsibility incumbent on every current or recent Official, Officer, Board Member, Advisor, etc. of this organization not only in his or her official capacity, but also *in personam*; as well as enjoinder of the current election process in the event the Society refuses to be fully responsive, as requested herein.

Therefore, you are requested that each such current or recent Official, Officer, Board Member, Advisor, etc. of this organization shall be assured of receiving forthwith a full copy of this letter.

Respectfully,

A handwritten signature in black ink, appearing to read "M. P. Hrycak", written in a cursive style.

Michael P. Hrycak

cc: file

A. Motyl, and his proposed slate of officers

Enclosure(s): 8/9/21 ltr, 8/24/21 Hryn email reply, 9/21/21 Hrycak email reply