

## **Exhibit 1**

### ELECTION SUPERVISORY COMMITTEE GUIDELINES

#### I. OBJECTIVE

The purpose of this Exhibit is to give the Election Supervisory Committee (ESC) basic guidelines to assist it in carrying out its duties as it relates to the election process and related issues of La Plata Electric Association, Inc. (Cooperative). It is the goal of the Board that, unless evidence exists to the contrary, candidates running for a director position be allowed to run and votes be counted. The ESC should review and follow the duties and obligations set forth in Policy 105 and use these guidelines to assist it in resolving any questions related to those duties and obligations. In the event of a conflict between Policy 105 and this Exhibit, Policy 105 shall control.

#### II. QUALIFYING THE CANDIDATE

In carrying out its duties related to qualifying candidates, the ESC shall perform the following tasks:

- A. Review the affidavit supplied by the candidate.
- B. Determine and resolve disputes on whether or not a candidate is eligible to run for director based upon Article III, Section 2 of the Cooperative's Bylaws.

In determining whether the candidate is eligible to run for director, the ESC shall consider all evidence presented and declare that the candidate is eligible to run, unless it is shown by preponderance of the evidence that the candidate is not eligible to run for director.

#### III. BALLOT ISSUES

In carrying out its duties related to the balloting process, the ESC shall perform the following tasks:

- A. Review and resolve questions on the mailings of ballots.
- B. Review questions of reissuing ballots.
- C. Resolve questions of ballot validity.
- D. Resolve questions of who is eligible to receive ballots.

In determining a question related to whether a member is eligible to vote or a ballot is valid, the ESC shall consider all evidence presented and declare that the member can cast a ballot or that the ballot is valid, unless it is shown by preponderance of the evidence that the member is not eligible to vote or the ballot is not valid.

The ESC shall endeavor to ensure that all members receive a ballot and shall take such reasonable steps as may be necessary to ensure that members receive ballots.

#### IV. TABULATION / ANNUAL MEETING VOTING

In carrying out its duties related to the annual meeting and tabulation of the votes, the ESC shall endeavor to follow the processes setup and practices by the independent third party engaged to receive and tabulate the ballots. In the absence of an independent third party, the ESC will rely on state statutes on election processes:

- A. ESC shall resolve questions related to the tabulation process.
- B. ESC shall resolve questions related to the validity of signatures.
- C. ESC shall resolve questions related to properly counted ballots.
- D. ESC shall verify proper onsite voting processes at the meeting of the membership.
- E. ESC shall determine if a recount is necessary and resolve any disputes or challenges related to recounting of the ballots.

#### V. Election Conduct and General Oversight Authority

In carrying out its duties related to ruling on all questions and making decisions upon any challenge, protest, or objection made with respect to any conduct that may affect the results of any election, the ESC shall act as a trial committee under the procedures of Section 63 of Robert's Rules of Order and shall have the authority to rule on all questions and to impose such sanctions or other corrective measures it deems necessary and appropriate. Such ruling may only be reversed, altered, or amended by a three-fourths vote of the disinterested Directors of the Cooperative's Board.