

DAV

KEEPING OUR PROMISE TO AMERICA'S VETERANS

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October 17, 2025

Mr. Daniel Contreras, Adjutant
Department of California
Disabled American Veterans
13733 Rosecrans Ave.
Santa Fe Springs, CA 90670

EIN: 95-0684372

Dear Adjutant Contreras:

The Constitution and Bylaws for the Department of California Chapter # 23, Jack Fisher, is hereby approved as of this date. Thank you for making the required correction in such a timely manner.

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

Sincerely,

Michael E. Dobmeier
National Judge Advocate

MED:cmb
Enclosure

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CONSTITUTION AND BYLAWS OF JACK FISHER CHAPTER #23 ORANGE COUNTY, CALIFORNIA DISABLED AMERICAN VETERANS

CONSTITUTION

ARTICLE I - NAME

The name of the Chapter shall be Jack Fisher Chapter #23. Department of California, DISABLED AMERICAN VETERANS.

ARTICLE II - PURPOSE

The purpose of this Chapter is to fulfill our promises to the men and women who served, and, in furtherance of that purpose, to support the programs of the Disabled American Veterans as provided in the National Constitution and Bylaws and Regulations of the National Executive Committee.

ARTICLE III - MEMBERSHIP

Membership in this Chapter shall conform with the requirements set forth in the National Constitution and Bylaws. There shall be no associate, special or honorary memberships in this Chapter.

ARTICLE IV - ADMINISTRATION

Section 1: The administrative affairs of this Chapter shall be vested in the Chapter Executive Committee in emergencies only, and all other actions of the Chapter Executive Committee must be ratified by a majority vote of those Chapter members present and voting at the next regular Chapter meeting.

Section 2: The Chapter Executive Committee shall be composed of the Commander, Senior Vice Commander, Junior Vice Commander(s), and any other elected Chapter officers.

Section 3: At the time specified in the Chapter Bylaws, the Chapter shall elect annually a Commander, Senior Vice Commander, Junior Vice Commander. Such other officers as may be necessary to operate the Chapter may be appointed by the Commander, with the approval of the Chapter members present at a regularly convened meeting of the general membership. Neither the Chapter Commander nor any Chapter Senior Vice Commander may serve as Chapter Adjutant or Treasurer.

ARTICLE V - EXECUTIVE

The Executive power of this Chapter shall be vested in the Chapter Commander.

ARTICLE VI - AUXILIARY

This Chapter recognizes a Disabled American Veteran Auxiliary {DAVA}, subject to such supervision as conforms with the National and Department Constitution and Bylaws of both organizations.

ARTICLE VII - AMENDMENTS

This Constitution may be amended at any Chapter meeting by a vote of two-thirds {2/3d} of those Chapter members present and voting, subject to approval of the Department and National Judge Advocates, and effective only after the date of said approval, provided that any such amendment is read at two {2} meetings and that all Chapter members were notified of the proposed changes prior to each of the two {2} meetings.

BYLAWS

ARTICLE 1 - ORGANIZATION

Section 1: This Chapter recognizes the National Organization known as DAV {Disabled American Veterans}, incorporated by an Act of Congress and affirms its allegiance and subordination to the National Organization, its Constitution, Bylaws and all rules, mandates and regulations promulgated pursuant thereto. Upon dissolution of the Chapter, the assets remaining after the payment of its debts shall be distributed as provided in Article 6, Section 6.4, Paragraphs 5, 6, and 8 of the National Bylaws.

Section 2: The governing body of this Chapter shall be the Chapter in session, except as otherwise provided in this Constitution and Bylaws.

Section 3: Minutes of the meeting of the Chapter, including the Chapter Executive Committee, shall be kept and be available for inspection by any Chapter member.

ARTICLE 2 - CHARTER

The Charter of this Chapter, issued by the National Executive Committee, is its authority to function and shall be kept in the Chapter archives and a copy made available to any member upon request.

ARTICLE 3 - EXECUTIVE COMMITTEE

Section 1: The Chapter Executive Committee shall be composed of the Commander, Senior Vice Commander, Junior Vice Commander, Junior Past Commander, Treasurer and any other elected Chapter officers.

Section 2: Meeting of the Chapter Executive Committee will be called by the Commander or at the request of a majority of its members, made in writing to the Commander.

Section 3: A majority of the members of the Chapter Executive Committee shall constitute a quorum.

Section 4: The Chapter Executive Committee may act for the Chapter only in emergencies and at all other times shall recommend courses of action to the Chapter in session. The Chapter at its next meeting must ratify actions of the Executive Committee.

Section 5: The Chapter Executive Committee shall also act as a Resolution Committee and the Chapter shall adopt no resolution unless first submitted to the Executive Committee for its recommendation(s) except by a two-thirds {2/3d} affirmative Chapter vote by the members present at a meeting of quorum.

Section 6: In the event the Chapter Executive Committee fails to make a recommendation(s) upon any matter referred to it within a reasonable time the Chapter by majority recommendation(s) of the Committee.

ARTICLE 4 - OFFICERS

Section 1: The Chapter shall elect a Commander, Senior Vice Commander, Junior Vice Commander every two {2} years or even years. No elected officer may serve as Chapter Adjutant or Treasurer, other than the elected Treasurer.

Section 2: The Commander shall appoint an Adjutant, Committee Chairperson(s) and such other officers as are necessary to carry out the business of the Chapter with the ratification of the Executive Board and the Chapter at a regularly convened meeting of such.

Section 3: A Chapter officer report shall be submitted to the State Department and National Organization within ten {10} days after the installation of newly elected or appointed Chapter officers or in the event of any subsequent change in the Chapter officers during the membership year.

Section 4: There shall be no voting by proxy or voting by absentee ballot.

Section 5: The Commander shall be the presiding officer at all chapter meetings and, in His/Her absence, the duty will fall to the next highest officer in line of succession who is present.

Section 6: The Senior Vice Commander shall be the Membership Chairperson and, as such, is responsible for campaigns to increase membership.

Section 7: The Treasurer shall receive and immediately deposit all Chapter funds in a bank account in the name of The Chapter without any deductions or offsets. Deposits maybe cash, checks, direct deposit or digital and hardcopy and digital records of deposits shall be retained by the Chapter Treasurer shall make authorized disbursement over \$800.00 by checks, money order, digital transfers, or in any form necessary for the achievement of proper payment, signed and countersigned by two {2} of the three {3} authorized signatories, limited to the Commander, Treasurer, and Adjutant. Disbursements greater than \$800.00 shall be approved by the Executive Committee and ratified by the Chapter at a regularly convened meeting. Hardcopy and digital records of disbursement transactions shall be retained by the Chapter Treasurer and such records made available for inspection.

Para 1: The Treasurer shall maintain a petty cash and emergency fund available for accessing funds less than \$800.00 in the form of a secondary functioning as a credit card. The Treasurer shall make authorized disbursements from this secondary fund, for the achievement of proper payment, signed and countersigned by two {2} of the three {3} authorized Chapter officers.

Section 8: The Treasurer shall:

- A.** Establish and maintain a system of accounts approved by the Chapter and shall preserve all receipts and checks for payment made.
- B.** Render a monthly report of receipts and expenditures to the Chapter.

- C. Render all annual financial report, audited and approved by the Chapter Audit Committee, submitted to the DAV Department of California and DAV National Organization within ninety {90} Days no later than 1 July deadline, after the close of the fiscal year ending 30 June, as required by the National Bylaws.

Section 9: Upon election, or appointment, and installation of the successor to any Chapter office, Chapter property {physical and electronic} shall be surrendered to the newly installed officer(s)

ARTICLE 5 - FINANCES

Section 1: The Treasurer or other designated officer shall deposit all funds presented to and in the name of the Chapter, shall countersign disbursements with the Commander or one {1} other designated Chapter officer Chapter funds. There shall be no "pre-signed" Chapter disbursements for convenience purposes or otherwise. Signatures must be added only after the payee, dates and amount sections of the disbursement document have been completed.

Section 2: The Treasurer or other designated Chapter officer be charged with handling normal finances in the operation of the Chapter.

Section 3: Membership dues shall be as provided in the National Bylaws.

ARTICLE 6 - QUALIFICATIONS

Section 1: Any person who is a member of this Chapter shall be eligible for any elective or appointive office in this Chapter, except as otherwise provided in this Chapter, District Department, or National Constitution and Bylaws.

ARTICLE 7 - TENURE OF OFFICE

Section 1: Officers shall be nominated during the February meeting and voted in the March meeting. In the April meeting shall be sworn into office.

Section 2: Elected and appointed officers shall be installed within thirty {30} days of their election or appointment. They shall serve for two {2} years or until newly elected or appointed officers have been installed.

Section 3: Unexcused absence of any officer from three {3} consecutive executive committee meeting shall be cause for removal by the Chapter, and the Commander is empowered to appoint a Chapter member to serve the unexpired term, subject to the ratification of the Executive Committee and of the Chapter members present at a regularly convened meeting.

Section 4: In the event the office of Commander shall be vacated for any reason, the Senior Vice Commander shall be elevated to Commander, Junior Vice Commander to Senior Vice Commander and the vacancy filled according to procedures in Robert's Rule of Order. All other vacancies shall be filled by appointment from the Commander with approval of the Chapter in session, for the unexpired term.

Section 5: It shall require a majority vote of those Chapter members present and voting to elect a candidate for any Chapter office. It shall also require a majority of votes cast to elect delegates or alternates to a State or National Convention.

ARTICLE 8 - MEMBERSHIP

Section 1: No new applicant shall be denied Chapter membership if they meet the eligibility requirements as set forth in the National Constitution and Bylaws.

Section 2: Only members of the Chapter in good standing are eligible to vote on any motion or at any election.

Section 3: Members of another Chapter may secure a transfer of membership to this Chapter.

ARTICLE 9 - MEETING

Section 1: Regular Chapter meetings are to be held on the Fourth Wednesday of each month and shall be called to order at 7:00 PM. Should a meeting date fall on a Federal Holiday such meeting may be cancelled upon the approval of the majority of the members present at the meeting proceeding such holiday.

Section 2: Notice for all meetings, including special meetings of the general membership and regular executive committee meetings will be announced in advance by at least ten {10} day notice by electronic means.

Section 3: Special meetings of the Chapter may be called by the Commander whenever the Commander may deem it necessary or when the Commander is requested in writing to do so by ten {10} or more Chapter members.

Section 4: The Chapter must hold at least four {4} regular meetings with a quorum present within a membership year.

Section 5: Rules of Chapter meetings shall be as follows:

Rule 1: A quorum shall consist of seven {7} members in good standing of which at least two {2} must be elected Chapter officers.

Rule 2: Robert's Rule of Order shall govern the Chapter in all cases in which they are not inconsistent with this Constitution And Bylaws, the Department Constitution and Bylaws or the National Constitution and Bylaws.

Rule 3: Discussion of personal grievances will not be in order on the floor unless introduced by the Committee having the authority to consider any such matter.

Rule 4: Matters concerning only an individual member, with respect to their own personal interest shall not be in order but may be taken before the proper Committee.

Rule 5: Voting shall be by voice unless otherwise requested otherwise by at least seven {7} members. Except voting during officer elections, shall be by ballot, including when the elections by acclamation.

ARTICLE 10 - COMMITTEES

Section 1: All Chapter committees will meet at the call of the Chairperson or Commander, or as otherwise provided in this Constitution and Bylaws.

Section 2: Committees shall consist of not less than three {3}, but not more than seven {7} members {except as may otherwise be herein provided}, including the Chairperson. Committee Chairs shall be appointed by the Commander, with the ratification of the Executive Committee and the Chapter at a regular scheduled meeting, with the exception of the Nominating Committee which shall be elected by the Chapter.

Section 3: The Chapter shall have an Audit Committee composed of at least three {3} members of the Chapter, excluding all elected or appointed officers of the Chapter. The Audit Committee shall conduct an annual audit in accordance with the requirements of the National Bylaws.

Section 4: The Chapter Commander shall be a non-voting member of all committees.

ARTICLE 11 - MISCELLANEOUS

Section 1: These Bylaws may be amended at any Chapter meeting by a two-thirds {2/3d} majority vote of those present and voting subject to approval of the Department and National Judge Advocates, and effective only after date of this approval, provided that any such amendment is read

two {2} meetings and that all Chapter members were notified of proposed changes prior to each of the two {2} meetings.

Section 2: A copy of this Constitution and Bylaws shall be properly affixed to the back of the framed Charter to prevent its loss and in order that it may always be available for reference.

Section 3: To the extent to which the provisions of this Constitution and Bylaws are, or may at any time become, inconsistent with the provisions of the Constitution and Bylaws and lawful mandated decisions and regulations of either the State Department or National Organization as now in force or as hereafter amended or as hereafter amended or adopted this instrument shall be deemed amended so as to conform thereto.

Section 4: All disciplinary actions shall be conducted in accordance with Article 16 of the National Bylaws and applicable Regulations of the National Executive Committee.

ARTICLE 12 - OFFICERS AND THEIR DUTIES

Section 1: The Adjutant Judge Advocate, Sergeant at Arms and Officer of the Day shall be appointed officers of this Chapter, who shall be appointed by the Commander with the approval of the Executive Board and the Chapter.

Section 2: The Commander or in the Commander's absence the next highest officer shall:

- A.** Preside over all regular or special meetings of the Chapter.
- B.** Maintain order and dispatch such business as may be legally presented.
- C.** Countersign all checks or vouchers issued by the Chapter Treasurer.
- D.** Perform all other duties that may reasonably be assumed to be incidental to Commander's office including those set forth in this Constitution and Bylaws and in the Official DAV Ritual and such

other duties as may be lawfully delegated to the Commander by the Chapter.

Section 3: Senior Vice Commander, Junior Vice Commander in the order named shall perform the duties of the Commander in the event of Commander's absence. If the Commander should die; resign or be removed the same order of authority would hold until a new Commander is elected.

Section 4: Adjutant is responsible for keeping the Charter's records and conducting the Chapter's official correspondence. Whenever possible the Adjutant shall:

- A.** Keep detailed records of the Chapter's meetings and business affairs.
- B.** Record motions considered by the Chapter along with names of the members who make second or speak on the motion.
- C.** Maintain and update the membership records.
- D.** Publish a Chapter bulletin to be issued in March, July and November.
- E.** Notify the Chapter membership of the time, place and reason for any special meeting.
- F.** Read the minutes of the preceding meeting and record motion of acceptance or rejection.
- G.** Read all correspondence received between Chapter meetings and if action is required answers correspondence and file copies to Chapter records.

Section 5: Treasurer shall:

- A.** Receive and immediately deposit all Chapter funds in a bank account in the name of the Chapter without any deductions or offsets. Deposit may be cash, checks, direct deposit or digital and hardcopy and digital records of deposits shall be retained by the Chapter Treasurer.

- B.** Make authorized disbursements over \$800.00 by checks, money orders, digital transfers, or in any form necessary for the achievement of proper payment, signed and countersigned by two {2} of the three {3} authorized signatories, limited to the Commander, Treasurer and Adjutant. Disbursement greater than \$800.00 shall be approved by the Executive Committee and ratified by the Chapter at a regularly convened meeting.
- C.** Establish and retain hardcopy and digital records of disbursement transactions and ensure such records are available for inspection.
- D.** Maintain a petty cash and emergency fund available for accessing funds less than \$800.00 in the form of a secondary account functioning as a credit card. The Treasurer shall make authorized disbursements, from this secondary fund, for the achievement of proper payments, signed and countersigned by two {2} of the three {3} authorized Chapter officers.
- E.** Establish and maintain a system of accounts approved by the Chapter and shall preserve all receipts and checks for payment made.
- F.** Render a monthly report of receipts and expenditures to the Chapter.
- G.** Render an annual financial report, audited and approved by the Chapter Audit Committee, submitted to the DAV Department of California and DAV National Organization within ninety {90} days of the 1 July deadline, after the close of the fiscal year ending 30 June as required by the National Bylaws.

Section 6: Senior Vice Commander shall:

- A.** Perform the duties as set forth in the official DAV Ritual.
- B.** Encourage friendship among the members of this Organization discourage discord and promote harmony.
- C.** Act a Chairperson of membership solicitation activities. The Senior Vice Commander may appoint one or more members to assist in membership activities.

Section 7: Junior Vice Commander shall:

- A.** Perform the duties set forth in the Official DAV Ritual:
- B.** Encourage members to state views on any subject under discussion in a meeting of the Chapter, consistent with the Constitution and Bylaws or Robert's Rules of Order.
- C.** Encourage loyalty to the United States of America to the DAV and to the members of the Chapter. Subject to the direction of the Chapter, act as Chairperson of the Americanism activities of the Chapter and may appoint one or more members to assist.

Section 8: Chaplain shall:

- A.** Perform the duties set forth in the Official DAV Ritual.
- B.** Visit the sick and comfort the families of those members who passed away.
- C.** Encourage attendance at DAV conducted funerals and the proper conduct thereof.
- D.** Act as Hospital Visitation Chairperson. The Chaplain may Appoint one or more members to assist.

Section 9: Officer of the Day shall:

- A. Perform the duties of office as set forth in the Official DAV Ritual.
- B. Welcome all visitors and see that each is properly Introduced.

Section 10: Judge Advocate shall:

- A. Perform the duties as the legal advisor to the Chapter.
- B. Render the Judge Advocate opinion on all questions of parliamentary procedure, the interpretation of the Constitution of this Chapter or the Constitution or Bylaws of the State or National Organization and upon all questions arising out of any dispute upon the floor of the Assembly.

Section 11: Sergeant of Arms shall:

- A. Attend the door of the meeting of this Chapter greeting the members and their guests.
- B. Ensure meeting room conditions are in readiness.
- C. Be responsible for the Colors and Standards of this Chapter and that they are present at all ceremonies of this Chapter.

Section 12: In addition to the foregoing the respective Chapter officers shall faithfully perform and carry out other duties as may be properly assigned to them from time to time by the Chapter.

Section 13: A member can hold only one {1} elective Chapter office at any time. A delegate to a National or State Department Convention is not holding an elective office within the meaning of this Section. However, an elected officer may also hold an appointive office and vice versa.

Section 14: By accepting any elective or appointive office a member agrees that such services shall be rendered gratuitously and that he or she shall not be entitled to reimbursement for any sums advanced incurred or spent unless expressly authorized by the Chapter at a regular Chapter meeting. No Chairperson, Committee member Chapter officer or Chapter member shall have the power or authority to incur any expense or obligation or bind the Chapter, unless by prior express approval of the Chapter, evidenced by a majority vote at a regular meeting. A member by accepting any elective or appointive office promises and agrees to perform the duties of such office or appointment to the best of their ability to act and conduct themselves, at all times and places as will only affect the good of the Organization, to enforce and sustain this Constitution and Bylaws and the Constitution and Bylaws of the National and Department organizations and upon release from duty, surrender to the newly installed officer, without notice or demand all the records and other property of the Chapter or of the Organization in their possession or control during tenure of office.

ARTICLE 13 - RESTRICTIONS AND MISCELLANOUS

Section 1: The Chapter may direct that notice be sent to any elective or appointive officer who has failed to attend three {3} consecutive meetings of the Chapter or who in the opinion of the Chapter does not appear to be fulfilling the duties of his or her office. Such notice should state that at the next regular meeting {giving the time and place} the matter of his or her recall from office will be considered. At the meeting set forth in such notice the Chapter by two-third's {2/3d} vote may declare such office vacant and officer recalled if an elective officer nomination and election at the meeting shall fill such office. If an appointive officer the Commander shall appoint another member to fill such vacancy with the approval of the Chapter.

Section 2: The order of business at any meeting shall be as governed in the Official DAV Ritual as dictated by the need of the Chapter.

Section 3: There shall be no voting by proxy. Only members in good standing and present shall be entitled to vote on any question.

Section 4: The presiding officer shall be entitled to vote only in case of a tie or where the voting is by written ballot.

Section 5: Each member accepting or retaining membership in the Chapter agrees to be bound by this Constitution and Bylaws and the DAV National and Department Constitution and Bylaws now in force or hereafter adopted or amended. Each member also agrees not to bring any action in any court of law or equity relating to his or her rights and privileges as a member or officer until all remedies provided by this Chapter's Constitution and Bylaws and the State and National Constitution and Bylaws, lawful mandates have been exhausted.

Section 6: All disciplinary actions taken or committed against members or officers shall be in accordance with Article 16 of the National Bylaws.

Section 7: Except as otherwise expressly provided in the National Bylaws, the Chapter shall not sponsor or engage in directly or indirectly any fund raising or finance project without the prior approval of its State Department.

Section 8: The officer(s) having custody of the funds of the Chapter shall at all times be bound through National Headquarters in accordance with National Bylaws provisions.

Section 9: All fund raising activities will be conducted in accordance with Article 15 of the National Bylaws and the Regulations of the National Executive Committee Chapters Women's Auxiliary units shall not sponsor or conduct a lottery in the name of or using any part of the name of this Organization. Except where authorized by Bylaws the name of the Chapter or the Disabled American Veterans must not be used in connection with any political sectarian or labor dispute or in any matter not directly relating to wartime service disabled veterans. Nor shall the Chapter enter into or engage in such activities. However nothing in this paragraph shall prohibit the Chapter from participating in political issues which have a direct bearing upon the welfare of America's disabled veterans.

ARTICLE 14 - MISCELLANEOUS

Section 1: These Bylaws may be amended at any Chapter meeting by a vote of two-thirds {2/3d} of those Chapter members present and voting subject to approval of the Department and National Judge Advocates and effective only after date of said approval provided that any such amendment is read two {2} meetings and that all Chapter members were notified of the proposed change prior to each of the two {2} meetings.

Section 2: A copy of this Constitution and Bylaws shall be properly affixed to the back of the framed Charter to prevent its loss and in order that it may always be available for reference.

Section 3: To the extent to which any of the provisions of this Constitution and Bylaws are or may be at any time become inconsistent or in conflict with the provisions of the Constitution and Bylaws and lawful mandates decisions and regulations of either the governing State Department or the National Organization as now in force or as hereafter amended or adopted. This instrument shall be deemed amended so as to conform thereto.

Section 4: All disciplinary actions shall be conducted in accordance with Article 16 of the National Bylaws and applicable Regulations of the National Executive Committee.

Section 5: The name of the Chapter or Disabled American Veteran must not be used in connection with any political, sectarian or labor dispute nor in any manner not directly relating to wartime service disabled veterans. Nor shall the Chapter enter into or engage in such activities.

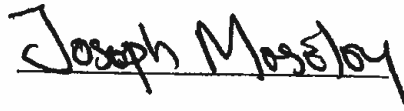
ADOPTION AND SIGNATURES

18

Adopted after this second and final reading on:

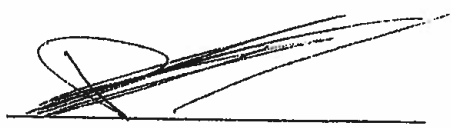
24 September 2025


RANDY "RON" COUNTS
CHAPTER COMMANDER
JACK FISHER, CHAPTER 23
DEPARTMENT OF CALIFORNIA


DEPARTMENT JUDGE ADVOCATE
DEPARTMENT OF CALIFORNIA

DATED: 24 September 2025

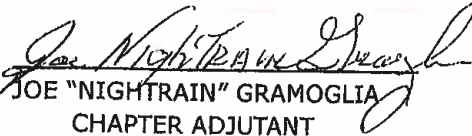
DATED: October 3, 2025


ROBERT A. SANCHEZ
CHAPTER SENIOR VICE COMMANDER
JACK FISHER, CHAPTER 23
DEPARTMENT OF CALIFORNIA

NATIONAL JUDGE ADVOCATE

DATED: 24 September 2025

DATED: 2025


JOE "NIGHTRAIN" GRAMOGLIA
CHAPTER ADJUTANT
JACK FISHER, CHAPTER 23
DEPARTMENT OF CALIFORNIA

DATED: 24 September 2025



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: 10/17/2025
DAV National Judge Advocate