

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, CHANCERY DIVISION

2006 MAR 13 AM 10:36

BARBARA A. MCKINZIE, )  
PLAINTIFF, )  
V. )  
ALPHA KAPPA ALPHA, SORORITY, INC. )  
DEFENDANT. )

COUNTY DEPARTMENT OF ROCK  
COUNTY OF ILLINOIS  
CHANCERY DIV.  
CLERK

NO.

060104

COMPLAINT

NOW COMES, BARBARA A. MCKINZIE, Plaintiff, by and through her attorneys, ZIPPORAH J. LEWIS & ASSOCIATES, and complain against Alpha Kappa Alpha Sorority, Inc., Defendant, and in support of Plaintiff's request for injunctive relief states as follows:

COUNT I

1. Alpha Kappa Alpha Sorority, Inc, (hereinafter referred to as "AKA") is a not for profit organization authorized to do business in Illinois with its principal corporate headquarters located at 5656 So. Stony Island, Chicago, IL.
2. AKA is a member organization with members worldwide.
3. Barbara A. McKinzie is an Illinois resident.
4. Barbara A. McKinzie is the First Vice President of AKA and has been a member of AKA for 33 continuous years.
5. That Ms. McKinzie is the incoming President of AKA, with her installation as President to occur in mid July 2006.

## COUNT II

### FACTS

1. During the relevant period in question, AKA was and is governed by an eighteen (18) member Board of Directors referred to as the Directorate (hereinafter Board).
2. That from March 2, 2006 through March 5, 2006 the Board met during a regularly scheduled meeting in Detroit, Michigan.
3. That prior to the meeting, the members of the Board each received a copy of the Notice of Meeting and Agenda. (See Exhibit #1 attached to and incorporated herein by reference)
4. That Ms McKinzie participated in all scheduled meetings of the Board that was held March 2<sup>nd</sup>, 3<sup>rd</sup>, and the 4<sup>th</sup>.
5. That on the evening of March 4<sup>th</sup> Ms. McKinzie was notified of an emergency that required her to leave the meeting and travel to Louisiana.
6. That upon being told that the Ms. McKinzie and another member of the Board would be leaving the meeting early, the President of AKA informed Ms. McKinzie that she would be presenting information the following day to the Board concerning a complaint that the President had received from a vendor of AKA alleging financial misconduct by Ms. McKinzie during Ms McKinzie's term as Treasurer of AKA in 2002.
7. That prior to this brief meeting, Ms. McKinzie had not received any notice of a complaint having been filed against her or that it would be the subject of any portion of the Board's agenda.
8. That the Agenda mailed to each Board member notified the members of the purpose of each Executive Session except Sunday's session when the complaint was presented. (See Exhibit #1 attached to and incorporated herein by reference)

9. That when the Board convened on Sunday morning March 5, 2006, only 16 members of the 18 members of the Board were present. The President of AKA informed the Board of a written complaint that the President had received from a vendor, alleging that Ms. McKinzie had extorted him during her term as Treasurer of the Organization with his complaint suggesting that Ms. McKinzie be suspended and resign as Vice President of the Organization. (See Exhibit #2 attached to and incorporated herein by reference)
10. That the alleged misconduct occurred in 2002 during Ms. McKinzie's term as Treasurer of AKA and was reported to the President as far back as November or December of 2005. However, the President did not bring it to the attention of the Board until March 5, 2006.
11. That prior to the Board meeting, the President had initiated an investigation into the complaint by having the attorney for the Organization meet with the complainant. In addition to meeting with the complainant, the Attorney also examined certain financial records that were provided by the complainant that consisted of three cancelled checks written by the complaining party to Ms. McKinzie.
12. That Ms. McKinzie was neither made aware of the complaint nor put on notice that she was being investigated nor was she interviewed by the attorney and given an opportunity to defend herself against the allegation prior to the matter being presented to the Board.
13. That during the meeting of the Board on March 5, 2006, the attorney reported his concerns regarding the staleness of the complaint as well as the motivation behind the Complaint in that the Complainant had expressed his concerns to the Attorney that Ms. McKinzie did not intend to retain the complainant's services as a travel consultant when she became President.
14. That in spite of the concerns expressed by the Attorney for the Organization and the fact that Ms. McKinzie had not received notice of the complaint nor been allowed to defend herself against the allegation during the investigation conducted by the Attorney, the Board, none the less,

moved to place Ms. McKinzie on Withdrawal of Privileges (Suspension) pending the outcome of yet another investigation which amounted to a second investigation of the complaint. The Motion received nine (9) affirmative votes to Withdraw Privileges and (6) nay votes. The President did not participate in the vote but stated on the record that she was in favor of imposing the Withdrawal of Privileges.

15. That the result of placing Ms. McKinzie on Withdrawal of Privileges was equivalent to suspending and removing her office in that Ms. McKinzie was notified in a letter from the President dated March 8, 2006 that she could not engage in any activities related to her position as Vice President of the Organization. The specific restrictions are contained in the letter. (See Exhibit #3 attached to and incorporated herein by reference)
16. That the Organization has adopted a Constitution and Bylaw as its governing authority along with Robert's Rules of Order, latest edition.
17. That neither the Organization's documents nor Robert's Rules of Order, the Organization's parliamentary authority, contain provisions that authorize or permit the removal of an Officer of the organization during an investigation.
18. That even if the action was allowed, the motion did not receive the requisite number of affirmative votes to remove Ms. McKinzie from office.
19. That AKA's Constitution and Bylaws and parliamentary authority require any motion or action that infringes upon, denies, or in any manner interferes with membership rights or results in the removal from office, must be passed with a two-thirds (2/3) vote of the Board.
20. That no less than ten (10) affirmative votes were required to meet the two-thirds (2/3) requirement and the Board's action was based on nine (9) affirmative votes, which is less than the required two-thirds (2/3) votes necessary for the motion to pass. Therefore, based on AKA's Constitution and Bylaws, the motion regarding imposing Withdrawal of Privileges clearly did not pass. (See Exhibit #4 attached to and incorporated herein by

reference)

21. That the Board's action imposing the Withdrawal of Privileges was punitive, negligent and denied Ms. McKinzie her due process rights. That the action is in direct violation of and not supported by AKA's Constitution and Bylaws, the governing documents of the organization.
22. That upon learning of the Board's action, Ms. McKinzie requested that the vote be rescinded and that she be reinstated. The President did not respond to her request.
23. That in addition to Ms McKinzie's efforts to get the improper action set aside, 9 additional members of the 18 Board members contacted the President to request that a special meeting be convened after realizing that the action was improper and was in violation to the Organizations Constitution and Bylaws. The President refused to call such meeting. (See Exhibit #5 attached to and incorporated herein by reference)
24. That the Board's action violated it own rules and is therefore clearly null and void on its face. That the Board's action allowed a punitive action to be imposed prior to any determination of the veracity of the complaint or that the complaint has sufficient merit to warrant further action.
25. That Ms McKinzie's efforts to seek redress within the Organization have been summarily denied and Ms McKinzie has no other remedy available within the Organization. (See Exhibit #6 attached to and incorporated herein by reference)
26. That as a result of the Board's action, Ms McKinzie has been grievously and irreparably harmed both professionally, emotionally and in her ability to perform the duties of her current position of First Vice President.
27. That in spite of what the Agenda stated, the Board did not vote to go into Executive Session and as a result, the complaint and statements made by the President against Ms. McKinzie have libeled and slandered Ms. McKinzie causing irreparable damages to her reputation as a member of the Organization, as the Organization's incoming President and has cast


suspicion on her profession as a Certified Public Accountant.

28. That the Board's actions to remove her from office has severely impacted her ability to prepare for the her term of office as President and to perform other administrative duties in that she has been prohibited from engaging in all activities on behalf of the organization which includes attending previously scheduled meetings with prospective donors and college officials that cannot be rescheduled.
29. That the Committee that has been assembled by the President to conduct a second investigation of the matter has been assembled in violation of the Organization's Constitution and Bylaws.

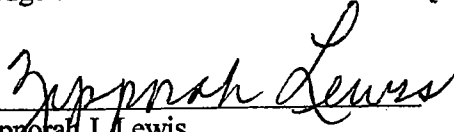
Wherefore, based on the foregoing, Barbara McKinzie, prays that the Court grant the following relief:

1. Determine that the Board's Action regarding Ms McKinzie's Withdrawal of Privileges is deemed null and void and is therefore stayed.
2. That the Committee appointed to investigate the allegation be dismissed.
3. That the Board cease and desist in any and all actions taken on and subsequent to March 5, 2005 vote.
4. That the record of the proceeding be sealed and the minutes be expunged relative to the deliberation and vote taken.
5. That the Defendant be responsible for any and all costs, including but not limited to attorneys' fees, incurred in this matter.
6. Any other actions the Court may deem fit and just.

Respectfully submitted,

  
Zipporah J. Lewis & Associates

I certify, pursuant to 735 ILCS 5/2-605, that I have read the foregoing Complaint for Injunctive Relief and that I have knowledge of the matters set forth herein and stated such matters are true and correct.

  
Zipporah J. Lewis

Attorney No. 14323  
Zipporah J. Lewis & Associates  
203 North LaSalle Street, Suite 2100  
Chicago, Illinois 60601  
312 263 130



Alpha Kappa Alpha Sorority, Incorporated  
**Directorate Meeting**  
March 2-5, 2006  
Marriott- Renaissance Hotel -Detroit, Michigan

**Agenda**

**Thursday, March 2, 2006**

2:00 p.m.	Executive Session	<b>Nicolet</b>
	Call To Order	Soror Linda M. White
	Meditation	Soror Cynthia Finch
	Roll Call	Soror Carolyn House Stewart
	Expulsion Hearings	
5:00 p.m.	Adjourn	
6:00 p.m.	<b>Dinner</b>	<b>Duluth</b>
	Grace	Soror Berna Greer
8:00 p.m.	Directorate Meeting	<b>Nicolet</b>
	Call to Order	Soror Linda M. White
	Roll Call	Soror Carolyn House Stewart
	Minutes	
	<b>Officer Reports</b>	
	Supreme Basileus	Soror Linda M. White
	Archives	Soror Phyllis Robinson
	Connection	Soror Ferial Bishop
	Program	Soror Juanita Sims- Doty
	Executive Director	Soror Betty James
9:00 p.m.	Regional Director Concerns	
10:00 p.m.	Adjournment	

**Friday, March 3, 2006**

8:00 a.m.	<b><i>Continental Breakfast</i></b> Grace	<b>Duluth</b> Soror Rachel Mallory
9:00 a.m.	Tour of Convention Center/Hotels	Hotel Staff
12:30 p.m.	<b><i>Lunch</i></b> Grace	<b>Duluth</b> Soror Candice Calhoun
2:00 p.m.	Voting Demonstration	<b>Brule</b>
2:30 p.m.	<b>Directorate Meeting Continues</b>	<b>Nicolet</b>
	<b>Committee Reports</b>	
	First Supreme Anti-Basileus	Soror Barbara McKinzie
	Nominating Committee	Soror Gail Atley
5:00 p.m.	<b><i>Recess</i></b>	
6:00 p.m.	<b><i>Dinner</i></b> Grace	<b>Duluth</b> Soror C. Edith Booker
8:00 p.m.	<b><i>Directorate Meeting Resumes</i></b>	<b>Nicolet</b>
	Standards/Boule Workshops	Soror DeVera Redmond
	Diamond/Golden Sorors	Soror Martha Logan
	Corporate Partners	Soror Rita Wilson
10:00 p.m.	<b><i>Recess</i></b>	

**Saturday, March 4, 2006**

8:00 a.m.	<b><i>Continental Breakfast</i></b> Grace	<b>Duluth</b> Soror Erica Horton
9:00 a.m.	<b>Committee Reports Continue</b>	<b>Nicolet</b>
	Constitution	Soror Rachel Ashburn Mallory
	Human Resources	Soror Martha Beard
	Second Supreme Anti-Basileus	Soror Nekeidra Brown
	Undergraduate Activities	
	Membership	Soror Alana Broady
10:15 am	<b><i>Break</i></b>	

**Saturday, March 4, 2006 Continued**

10:30 a.m.	Tamiouchos Finance Building and Properties Protocol	Soror Berna Greer  Soror Alison H. Alexander Soror Yvonne Perkins
12:00 p.m.	<b>Lunch</b> Grace	<b>Duluth</b> Soror Irene McCollom
2:00 p.m.	<b>Executive Session (Hearings)</b>	<b>Nicolet</b>
6:00 p.m.	<b>Dinner</b>  Grace	<b>Coach Insignia Steakhouse</b> <b>Mariott Renaissance Top Floor</b>  Soror Tari Bradford
8:00 p.m.	<b>Executive Session Continues (Hearings)</b>  Honorary Members Graduate/Undergraduate Concerns Technology	Soror Conchetta White Fulton Soror C. Edith Booker Soror Claire Carey
10:00 p.m.	<b>Old Business</b> <b>New Business</b> <b>Announcements</b> <b>Adjournment</b>	

**Sunday, March 5, 2006**

8:00 a.m.	<b>Breakfast</b> Grace	<b>Duluth</b> Soror Joy Elaine Daley
10:00 a.m.	<b>Executive Session</b>	<b>Nicolet</b>
12:00 p.m.	<b>Departure</b>	

Linda M. White  
President  
Alpha Kappa Alpha Sorority, Incorporated  
5656 South Stony Island Avenue  
Chicago IL 60637

Linda,

After I made all the necessary arrangements for the 2002 Alpha Kappa Alpha Post Boule Tour, Ms. Barbara A. McKinzie, Supreme Tamiouchous 1998-2002, told me that as financial officer for Alpha Kappa Alpha Sorority, Inc., she had to audit the trip making sure that I did not overcharge travelers. She also stated that since she had to check my work, she was being a consultant for and that I would have to pay her based on the amount of travelers. She also stated that if I did not agree to this she had the authority not sign the checks payable to me for my services and someone else would do the trip. I met with Ms. McKinzie in the second floor conference room at the Alpha Kappa Alpha Corporate office. I had prices for the trip and made the decision on which tour operators I would use. During the meeting with Ms. Mc Kinzie insisted that I call each supplier so that she could audit my work. The two suppliers that I choose were American Airlines and EC Tours (Miriam Palacio). After almost two hours of her rudeness and screaming at the suppliers she told me that the fares I had were the best and I could do the Post Boule Tour and I was to pay her for her work. Most of the checks that I received required two signatures. Ms. Mc Kinzie told me to have Evelyn gave me the AKA checks that required her signature. I would meet Ms. Mc Kinzie give her the checks she would sign my check and I give her my personal check for her fee for the audit. I would return the AKA checks to Evelyn the next day. I know that this is not standard procedure. Ms. Mc Kinzie had no right to ask me for a commissions. She used me to extort monies from the sorority. I am now being audited by the internal revenue service because I refuse to pay taxes on that \$20, 114.00 that Ms. Mc Kinzie extorted. I believe that this matter she be given to the board of directors at Alpha Kappa Alpha, Ms. Mc Kinzie should be confronted about this matter, resign as Vice President and suspended from the sorority.

Truthfully submitted  
*David Carpenter*  
David Carpenter  
Travel Consultant  
773-721-1676-h

12/15/05 - Talked with Charles Albert...

EXHIBIT 2

528200200110A0201020 89458020 2005873 22566 204522  
 2316 E 70TH PLACE  
 CHICAGO, IL 60649  
 DATE *May 29, 2002*  
 PAY TO THE ORDER OF *Barbara McKinzie* \$ *8104.00*  
*Eight thousand one hundred four and 00/100*  
 SHOREBANK  
 CHICAGO, ILLINOIS 60649  
 ACCOUNT NO. *David Reynolds*  
 ⑆071004226⑆ ⑆3000008550⑆ 0105 ⑆0000810400⑆  
 ⑆071004226⑆ ⑆3000008550⑆ 0105 ⑆0000810400⑆

ORA Debits - 05/31/2002 - 205

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 ⑆071004226⑆ ⑆3000008550⑆ 0105 ⑆0000810400⑆

ORA Debits - 05/31/2002 - 205

EXHIBIT 2

6272002001110030914039 79168020 7-22026070 04183 025919

DAVID CARPENTER 2316 E 70TH PLACE CHICAGO, IL 60648

PAY TO THE ORDER OF Barbara McKinzie \$ 10,000.00

Remittance to 10/02

DATE June 28, 2002

SHOREBANK CHICAGO, ILLINOIS 60606

ALBMT David Carpenter

⑆071000134⑆ ⑆3000008550⑆ 0268 ⑆0004001000⑆

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SHOREBANK CHICAGO

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CHICAGO IL 11/02/02  
05441963

110030416838  
David Carpenter  
11/0030416838

BAR 000120-07/02/2002-268-810, 020.00-82-12000220

EXHIBIT 2





# Alpha Kappa Alpha Sorority, Incorporated

5656 South Stony Island Avenue • Chicago, Illinois 60637-1997 • (773) 684-1282 • Fax (773) 288-8251

**Linda M. White**  
NATIONAL PRESIDENT

March 8, 2006

Soror Barbara A. McKinzie  
First Supreme Anti-Basileus  
301 Wysteria Drive  
Olympia Fields, IL 60461

Dear Soror Barbara:

The Directorate voted on March 5 to withdraw your privileges as a Directorate Member pending a report from a duly appointed Fact Finding Committee regarding a written complaint that you used your position as a member of the Alpha Kappa Alpha Directorate for personal financial gain. The Fact Finding Committee will present its findings and recommendations to the Directorate at a special board meeting on April 3, 2006, in Chicago, Illinois. At the special meeting, the Directorate will determine what further action is to be taken.

Please be advised that this withdrawal of privileges includes the following:

- You may not vote in Directorate Meetings, Conference Calls or Committee Meetings where you serve by virtue of being a member of the Directorate.
- You may not participate in or attend non-public social events of the sorority as a member of the Directorate.
- You may not represent Alpha Kappa Alpha Sorority, Incorporated as a member of the Directorate at any time until your privileges are restored.
- You may not represent Alpha Kappa Alpha Sorority on the Board of Directors of the Educational Advancement Foundation.

If you have any questions, you may contact me at 773-684-1282.

Sisterly,

Linda M. White  
Supreme Basileus

cc: Board of Directors of Alpha Kappa Alpha  
Executive Director, Alpha Kappa Alpha  
Linda M. White, National President, Educational Advancement Foundation

EXHIBIT 3

Soror Barbara A. McKinzie

>From: "Carolyn House Stewart" <CHS@macfar.com>  
>To: <LWhite5300@aol.com>, "Barbara A. McKinzie"  
<bmc1954ada@msn.com>, "Berna  
>Greer" <bgreer8685@aol.com>, "Betty Davis-Gause"  
><mw26rd@hotmail.com>, "Candice Calhoun"  
<ccalhoun1908@yahoo.com>, "Caroline  
>Lattimore" <cllattimore@aol.com>, "Cynthia J. Finch"  
><cynaka@bellsouth.net>, "Dorothy Buckhanan"  
><Dorothy.Buckhanan@goodwillsew.com>, "E. Lavonne Lewis"  
><ELewis2499@cox.net>, "Erica Horton" <eshorton@yahoo.com>, "Irene W.  
>McCollom" <imccollom@sc.rr.com>, "Joy Elaine Daley"  
><Jednard@aol.com>, "Nadine Bonds" <NAYCBONDS@aol.com>, "Nekeidra C.  
Brown"  
><nbrown@akal908.com>, "Pamela L. Redden"  
<pamela.redden@GTE.net>, "Rachel  
>Ashburn Mallory" <rmallory@heinzerling.org>, "Tari T. Bradford"  
><SCRD22@bellsouth.net>  
>CC: "Charles Albert" <CALbert@awm-law.com>  
>Subject: March 5, 2005 Directorate Action-CONFIDENTAL  
>Date: Mon, 6 Mar 2006 15:53:58 -0500

>  
>Sorors,

>  
>  
>  
>The action taken by the Directorate is tantamount to removal of an  
>officer.

>  
>  
>  
>Members of the Directorate (officers), chapters and members are  
>referenced in different sections of our Constitution and By Laws and  
>Manual of Standard of Procedure.

>  
>  
>  
>I am not addressing issues related to notice, fairness, opportunity to  
>respond or findings of fact before a decision is made.

>  
>  
>  
>It is clear from our documents a 2/3 vote is required before action  
can  
>be taken against a member of the Directorate.

>  
>  
>  
>16 Directorate Members were present. The recorded vote of 9 "yes" and  
6  
>"no" votes was a roll call vote.

>  
>  
>  
>The motion to withdraw privileges pending a fact finding investigation  
>was not decided by a 2/3 vote.

>  
>

EXHIBIT 4

>  
>I do not wish to be sued nor have the sorority sued for illegal action  
>and violation of our documents.  
>  
>  
>  
>This is to request an immediate telephone conference to discuss this  
>matter.  
>  
>  
>  
>I was not able to reach Linda White by telephone today.  
>  
>  
>I have copied Charles Albert, Esq. on this email as counsel to Alpha  
>Kappa Alpha. I was not able to reach him by telephone today.  
>  
>  
>  
>  
>Carolyn House Stewart  
>  
>Supreme Grammateus  
>  
>  
>  
>This electronic message transmission contains information from the law  
>firm of Macfarlane Ferguson & McMullen and is intended only for the  
>use  
>of the individual or entity to which it is addressed and may contain  
>information that is privileged, confidential and exempt from  
>disclosure  
>under applicable law. If the reader of this message is not the  
>intended  
>recipient, you are hereby notified that any dissemination or  
>distribution of this communication to other than the intended  
>recipient  
>is strictly prohibited. If you have received this communication in  
>error, please notify us immediately by collect telephone at (813)  
>273-4200 or electronic mail ([info@mfmlegal.com](mailto:info@mfmlegal.com)). Thank you  
>  
>  
>

EXHIBIT 4

**ZIPPORAH J. LEWIS & ASSOCIATES**  
ATTORNEYS AT LAW  
203 NORTH LASALLE STREET  
SUITE 2100  
CHICAGO, ILLINOIS 60601

TELEPHONE: 312 263 1305

FASCIMILE: 312 346 9603

March 8, 2006

Ms. Linda M. White, President  
Alpha Kappa Alpha Sorority, Inc.  
5656 S. Stony Island Ave.  
Chicago, IL 60637

Ms. Betty James, Executive Director  
Alpha Kappa Alpha Sorority, Inc.  
5656 S. Stony Island Ave.  
Chicago, IL 60637

**HAND DELIVERED**

Dear Ms. White and Ms. James:

I represent Ms. Barbara A. McKinzie, a member of Alpha Kappa Alpha Sorority, Inc. and who hold the office of the First Supreme Anti-Basileus of Alpha Kappa Alpha Sorority, Inc. This letter is being written in response to actions that the Directorate allegedly took March 5, 2006, to place Ms. McKinzie on what has been termed as "Withdrawal of Privileges." I say allegedly because Ms. McKinzie has neither received any official notification of the action taken nor the term of the imposed action which are in direct violation of her due process rights. Furthermore, there are no provisions in Alpha Kappa Alpha's Constitution and Bylaws that give authority for the Directorate to place officers of the organization on Withdrawal of Privileges.

Please be advised that, based on our reading of the Sorority documents and Robert's Rules of Order, newly revised edition, Ms. McKinzie, intends to ignore and will not abide by any action or directives that will restrict, deny, or interfere with her rights and privileges as a member and officer of Alpha Kappa Alpha Sorority, Inc. as a result of this improper vote.

*Article VI Section 10* of the Sorority's Bylaws is the only provision that governs actions that may be taken against Sorority officers and this provision clearly does not apply to Ms. McKinzie who has neither been accused of nor found guilty of any activities that violate our Constitution and Bylaws or established procedures. Not only was the action taken against Ms. McKinzie in violation of Alpha Kappa Alpha Sorority's documents, but the action was not supported by the required number of votes necessary to restrict or

EXHIBIT  
5

limit a member's or officer's rights and privileges assuming the Directorate had the authority to take such action, which it does not.

The Alpha Kappa Alpha Sorority documents as well as its adopted parliamentary authority clearly state and establish that any motion or action to place a member on withdrawal of privileges or that will take away the rights and privileges of membership or office must be adopted by a 2/3 vote, which was not the case. The Sorority Bylaws have specifically qualified a 2/3 vote of the Directorate to mean 12 regardless of the number of members present and Roberts Rules of Order require the Sorority to abide by this provision. It is our understanding that the Motion that was made to place Ms. McKenzie was approved by only 9 members, thus the motion did not pass whether the 2/3 requirement is qualified or not, and its intent has no affect on Ms. McKinzie as a member or officer. Both governing authorities also provide the level of due process rights that are to be afforded to Ms. McKenzie prior to such action which were also not provided to her.

Ms. McKinzie intends to carry on and enjoy all rights afforded to her as a member of Alpha Kappa Alpha and carry out her duties, expressed and implied as Vice-President of this organization which will include her attendance at Regional Conferences and speaking at all such conferences where she has been invited and meeting with prospective sponsors and supporters of her upcoming administration.

If you are in disagreement with the position that Ms. McKinzie will be taking, or her interpretation of the Sorority's documents and governing authority, please contact me by the close of business March 10, 2006 with the basis for the actions that have been taken, the document provisions that she has allegedly violated and authority to refute that less than 2/3 of the Directorate is required to impose the type of actions that have been taken against Ms. McKinzie.

Ms McKinzie has and continues to suffer irreparable harm as a result of this improper and vindictive action, therefore, we are also requesting that you convene a special meeting of the Directorate to rescind the action calling for any further investigation of Ms. McKinzie .

I await your response.

With Regards,



EXHIBIT  
5

**Alpha Kappa Alpha Sorority** INCORPORATED

Alpha Kappa Alpha Corporate Office • 5656 South Stony Island Avenue • Chicago, IL 60637-1997 • (773)684-1282



## OFFICE OF:

**CYNTHIA J. FINCH**

South Eastern Regional Director

201 Delta Road

Knoxville, TN 37914-3810

AKA: (865) 546-0292

Fax: (865) 546-0316

Email: cynaka@bellsouth.net

March 7, 2006

Linda M. White  
Supreme Basileus  
Alpha Kappa Alpha Sorority, Inc.  
5656 S. Stony Island Ave.  
Chicago, Ill 60637-1997

Dear Soror White,

As an official elected member of the board of directors of Alpha Kappa Alpha Sorority, Inc., I am requesting a telephone conference call of the board of director. The purpose of this call to is to discuss the action we took on March 5, 2006, in Detroit, MI.

It is my position that the Board of Directors has acted prematurely in its decision to temporarily removal (withdrawal of privileges) of Soror Barbara McKinzie, First Supreme Anti-Basileus.

It is further my position which is shared by several members that pursuant to Article VI Section 10, page 51 of Alpha Kappa Alpha Sorority, Incorporated Constitution and Bylaws which govern the procedures of the Directorate, which state:

"Any member of the Directorate who is found guilty of violating the Constitution of Bylaws, or disregarding established procedures, or of constantly neglecting or failing to discharge her duties shall be removed from office by a two-thirds vote of the Directorate after findings have been presented by a committee composed of three members of the Directorate and four sorors not holding office on the Directorate. The Supreme Basileus shall appoint this committee." Because the action we took was prematurely, first no one has been found guilty; secondly, we did not have a two-thirds vote. Therefore it is my position that the action we took is null and void.

Therefore, it is incumbent on the leadership of this organization to revisit this matter immediately. As a duly elected officer of this corporation I am requesting that a conference call be held.

Please call me as soon as possible, 865-523-8205 or 865-659-4753.

Respectfully,

Cynthia J. Finch

South Eastern Regional Director

Cc: All Directorate Members – Charles Albert, Attorney, Alpha Kappa Alpha Sorority, Inc.

EXHIBIT  
5

March 7, 2006

Soror Linda M. White  
Supreme Basileus  
Alpha Kappa Alpha Sorority, Inc.  
5656 South Stony Island Ave.  
Chicago, IL 60737

Dear Soror Linda:

I am writing this letter to **request a telephone conference call** with members of the Directorate regarding our most recent conversation on Saturday, March 4, 2006.

As I recall, you informed that a vendor had filed a complaint against Soror Barbara McKinzie alleging that they had to give her money to do business with the Sorority. You also stated that you had formed a fact finding committee/team and that they would be in the meeting on Sunday, March 5<sup>th</sup>, to make a ruling on the status of Soror Barbara McKinzie. You further stated that there would be an emergency call meeting on April 3<sup>rd</sup>. Lastly, you informed me of the sorors to serve on the fact finding committee/team. With that said, the composition of this panel should be a fair and impartial committee/team.

As a member of the Directorate and the Regional Director of Soror Barbara, I am concern that all fairness, due process and procedures regarding the process on Sunday were not done in accordance with our document. After carefully reading and researching, it is my understanding that "two thirds vote of the Directorate" is needed after findings have been presented. Since the Directorate consist of 18 members, 2/3 of that number is 12 votes. Therefore, even if the rule is interpreted to apply only to the members present, and 16 were present, 2/3 of the votes were not received.

Nonetheless, while I am grieving the lost of a Past Regional Director of the South Central Region, who has been a part of my life since I was a child; I also grieve the lack of professionalism that has been shown this past weekend. Soror Linda, this has gone to far - It is my belief Soror Barbara did not have adequate notice and was not given due process. Furthermore, the decision to take action without given notice to respond was arbitrary.

While I am not challenging your authority as Supreme Basileus, I am challenging the process that took place on Sunday, March 5, 2006 at the Renaissance Marriott Hotel in Detroit.

Therefore, in the SPIRIT of Alpha Kappa Alpha Sorority, it is my request that you convene this call as soon as possible.

Sisterly,

Soror Tari T. Bradford  
22<sup>nd</sup> South Central Regional Director

cc: Members of the Directorate

EXHIBIT 5



# Alpha Kappa Alpha Sorority, Incorporated

5656 S. Stony Island Avenue • Chicago, Illinois 60637-1997 • 773 684-1282 • Fax 773 288-8251

Linda M. White  
National President

Sorors:

This email is in response to the emails sent to each of us by Soror Carolyn House Stewart and Soror Cynthia Finch, expressing their concerns from the March 5, 2006 Executive Session of the Directorate, and requesting a Conference Call.

First, I see no need to have such a Conference Call. We are scheduled to meet on April 3, 2006 in Chicago to hear the report of the Fact Finding Committee. We will proceed with that meeting as planned.

Regarding the action taken to withdraw privileges pending the report of the Fact Finding Committee, I have been made aware that Soror Cynthia Finch sought the advice of former Supreme Parliamentarian, Soror Constance Holland. It is my understanding that Soror Holland, having not been present during the Executive Session, and receiving information outside that context, gave the opinion that the action was in violation of the Constitution and Bylaws. She opined that a two-thirds vote is required to impose a sanction or penalty on a soror. The citation to our documents given was Article I, Section 5 of the Bylaws, found on page 11. That Section provides that all business requiring approval or rejection shall be decided by majority vote of the Directorate, and that two-thirds (which is 12) of the members of the Directorate must be present to transact business.

Sorors, we were in compliance with our Constitution and Bylaws. 16 members of the Directorate were present. In addition, the action taken was not one to impose a penalty and did not require a two-thirds vote. The action taken was to address the status of Soror Barbara McKinzie as a Directorate member pending the report of the Fact Finding Committee, and only required a majority vote.

Sorors, I remind you that we agreed to keep this matter confidential. I agree with Soror Cynthia that we keep each other in prayer, as well as our entire organization, as we continue to follow our mandated process.

Sisterly,

*Linda Marie White*

Soror Linda

EXHIBIT 6

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, CHANCERY DIVISION

FILED 2006 JUL 11 10 52 AM

CLERK  
CHANCERY DIVISION  
COOK COUNTY, ILLINOIS  
CHICAGO, ILLINOIS 60601

BARBARA A. MCKINZIE,  
PLAINTIFF,

V.

ALPHA KAPPA ALPHA, SORORITY, INC.  
DEFENDANT.

CLERK

NO.

06CH04882

EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER

NOW COMES, BARBARA A. MCKINZIE, Plaintiff, by and through her attorneys, ZIPPORAH J. LEWIS & ASSOCIATES, pursuant to 735 ILCS 5/11-101 for entry of a temporary restraining order and thereafter a preliminary injunction, restraining Defendant, Alpha Kappa Alpha Sorority, Inc. (hereinafter referred to as "AKA"), from attempting to interfere with Plaintiff's membership privileges and the attempt to remove Plaintiff from her current office pending an investigation. In support of the Motion, Plaintiff submits the Memorandum of Law. Plaintiff has filed a verified complaint for Injunctive Relief and other relief and further states as follows:

- a. Plaintiff is the current duly elected First Vice President of AKA and a member of AKA's Directorate (Board of Directors). Plaintiff is the incoming President of AKA, scheduled for installation in that office in mid July 2006. Prior to the Board's action of March 5, 2006, Plaintiff was currently performing the duties of her current position as well as preparing for her upcoming administration, which included setting up meeting

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with prospective donors of the organization to support the Organization National Programs.

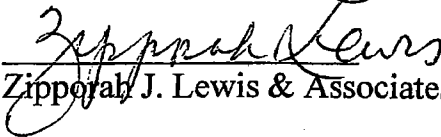
- b. That the Plaintiff has exhausted all administrative remedies available to her and that injunctive relief Plaintiff is necessary to restore the status quo ante and to protect Plaintiff from substantial grievous and irreparable injury to her ability to perform her current duties as Vice President; her preparation for her upcoming administration as President of the organization and to exercise her rights and privileges of membership in the organization.
- c. That the action taken was punitive in nature and should be set aside.
- d. The verified complaint sets forth Plaintiff's clearly ascertainable rights to due process and a fair and impartial hearing prior to any punitive action being imposed in violation of AKA's own governing documents.
- e. Plaintiff has no adequate remedy at law or in equity for the injury already sustained and will continue to sustain unless Defendant's actions and conduct is restrained.

Wherefore, Plaintiff prays for entry of the following orders:

1. Temporary restraining order, without bond, restraining Defendant from enforcing the actions taken at the meeting of its Directorate on March 5, 2006 and any subsequent actions or directives made as a result of that meeting, pending a hearing on Plaintiff's motion for preliminary Injunction and;
2. An order providing for expedited discovery and a hearing on Plaintiff's Motion for Preliminary Relief and;

3. Any and all expenses, including but not limited to attorneys' fees, incurred in bring this motion.

Respectfully submitted,

  
Zipporah J. Lewis & Associates

Attorney No 14323  
Zipporah J. Lewis & Associates  
203 North LaSalle Street, Suite 2100  
Chicago, Illinois 60601  
312 263 1305

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, CHANCERY DIVISION

BARBARA A. MCKINZIE,  
PLAINTIFF,  
V.  
ALPHA KAPPA ALPHA, SORORITY, INC.  
DEFENDANT.

NO. 06CH04882

PLAINTIFF'S MEMORANDUM OF LAW IN SUPPORT OF  
PRELIMINARY INJUNCTION

I. INTRODUCTION

Plaintiff, Barbara A. McKinzie, request fully requests that Defendants, Alpha Kappa Alpha Sorority, Inc, (hereinafter referred to as "AKA") be enjoined from unfairly and unlawfully enforcing the actions taken in a Board of Directors' meeting of the organization on March 5, 2006, which action attempts to interfere with the membership the privileges of Ms McKinzie by endeavoring to temporarily remove her from the office of Vice President of AKA.

II. STATEMENTS OF FACTS

Alpha Kappa Alpha Sorority, Inc. (hereinafter referred to as "AKA") is a not for profit organization with its corporate headquarters in Chicago, Illinois. AKA is a membership organization with members worldwide. Ms. McKinzie has been a continuous member of the organization for 33 years and has served the organization various capacities including, but not limited to, Treasurer from 1998-2002 and her current position as Vice President. Ms McKinzie will be installed as the incoming President in

mid July 2006.

The Board of Directors of AKA (hereinafter referred to as "Board") met from March 2-5, 2006 in Detroit, Michigan. On March 4, 2006, Ms McKinzie informed the President that due to an emergency she had to leave the meeting and travel to Louisiana. Also on March 4, 2006 the President advised Ms McKinzie that she had received a complaint from a vendor alleging that Ms McKinzie had extorted him. That at this March 5, 2006 meeting, the President of AKA informed the Board of a vendor's complaint she had received it some time around November or December 2005. The vendor's complaint stated that Ms McKinzie had extorted him during her term as Treasurer of the Organization. Prior to the notice given to Ms McKinzie on March 4, 2006, she had no prior knowledge of the complaint and no one had discussed the complaint with her. That the Attorney for the Organization conducted an initial investigation into the complaint. The Attorney for the Organization expressed his concerns regarding the staleness of the complaint as well questioning the vendor's motives regarding the complaint in that Ms McKinzie had previously stated that during her upcoming administration she did not intend to retain the vendor's services as a travel consultant for the Organization. The Attorney did not discuss the vendor's complaint with Ms McKinzie.

On March 5, 2005 The Board voted 9 in favor and 6 against to withdraw the privileges of Ms McKinzie, pending another investigation in to the matter. Ms McKinzie was informed of the Board's actions on March 8, 2006 which action was tantamount to temporarily removing Ms McKinzie from the office of Vice President and preventing her from completing preparations for her upcoming installation as President in mid July 2006. This action to be in effect until the Board meets April 3, 2006. The Board action

was in clear violation of the Organization's Constitution and Bylaws and deprived Ms McKinzie is her rights to due process. The Board action clearly imposed a punishment on Ms McKinzie prior to a determination of the veracity of the vendor's complaint or that the complaint had merit. That with each passing day Ms McKinzie is irreparably harmed by this Board's action.

### III. DEFENDANT'S REFUSAL TO CORRECT THE ILLEGAL ACT

Ms McKinzie as well as several other Board members requested that the Board's action of March 5 2006 be revisited and the request was denied. Ms McKinzie has no other method available to redress the issue in a timely manner, and time is of this essence in this matter.

### IV ARGUMENT

A preliminary injunction should issue enjoining the enforcing of the March 5,2006 action and terminating any action subsequent to the action. The preliminary injunction should issue because plaintiff is likely to prevail on the merits of the case. AKA has adopted a Constitution and Bylaws as its highest body of rules of the organization to govern its basic structure and manner of operation. These documents contain the requirements and limitations that are placed on the membership, officers and governing structure of the organization and supersede all other rules of operating within the organization. In addition to the requirements and limitation, the Constitution and Bylaws have a direct bearing on the rights of members and officers.

#### Merits of the Case

The Constitution and Bylaws have adopted the latest edition of Robert's Rules of Order

as it parliamentary authority. Robert's Rules of order establishes that the primary purpose of parliamentary authority is ensure the orderly transaction of business and functioning of an organization and to provide a **firm basis** for resolving questions of procedures that may arise.

When an organization has adopted a particular parliamentary authority, the rules of that authority are binding upon the organization in all cases where they are not in conflict or inconsistent with the Constitution and Bylaws or any other adopted special rules of order of the body.

#### **Withdrawal of Privileges/ Suspension of an officer during an investigation**

The Constitution and Bylaws of AKA only makes reference to withdrawal of privileges in the context of a penalty, and in this context, the provision only pertains to members and chapters not officers of the organization. There is no provision to authorize the Directorate to impose the penalty of Withdrawal of Privileges during or pending the outcome of an investigation of an officer of the organization. While organizations have the right and authority to investigate its officers when allegations arise, AKA documents do not give the Board the authority to remove the officer from office during the investigation. The organization makes no other reference to "withdrawal of Privileges" outside the context of a penalty. However, the Sorority documents are very clear that the only penalty that can be imposed on a member of the Board is removal from office and this penalty cannot be imposed until the officer have been found guilty of specific offences by a 2/3 vote of the Board

Article VI, Section 10. of AKA's Constitution and Bylaws state: "Any member of the Directorate who is found guilty of violating the Constitution or Bylaws, or disregarding

established procedures, or of constantly neglecting or failing to discharge her duties shall be removed from office by a two-thirds vote of the Directorate after findings have been presented by a committee composed of three members of the Directorate and four sorors not holding office on the Directorate. The Supreme Basileus shall appoint this committee". The provision makes no distinction between the temporary taking or permanent taking.

In either case the Board's action against Ms McKinzie, did not meet the requirements of this provision, thus making its March 5, 2006 action null and void.

To show a likelihood of success, it is only necessary that the Plaintiff raise a "fair question" as to the likelihood of success on the merits. *Buzz, Barton & Associates, Inc. v. Giannone*, 108 Ill.2<sup>nd</sup> 373, 483 N.E. 2<sup>nd</sup> 1271, 91 Ill.Dec.636 (1985).

#### Irreparable Harm

The Board's action has denied MsMcKinzie of her rights to due process. Ms McKinzie was never given an opportunity to rebut the vendor's allegation. The Board in issuing a punitive action (temporary removing from office) prior to a determination of the veracity of the allegation or that a violation has in fact occurred, has clearly deemed Ms McKinzie in violation. This action has caused irreparable harm both professionally, emotionally and has taken away Ms McKinzie' ability to perform her duties as Vice President of AKA. In addition it has and continually denies her the ability to prepare for her upcoming installation of President. Because of this, previously scheduled meetings have had to be cancelled, future meeting will have to be cancelled and pre set deadlines are in jeopardy. The Board's action has also cast suspicion on Ms McKinzie's profession as a Certified Accountant. With each passing day, the situation grows increasingly dire. The

harm sought to be enjoined must be expected with reasonable certainty. *Callis, Papa, Jackstadt & Holloran, P.C. v. Norfolk & Western RY.*, 195 Ill 2<sup>nd</sup> 356, 748 N.E.2d 153, 254 Ill.Dec 707 (2001). The harm created by the Board's order is of a continuing nature, and irreparable harm is presumed to follow if a protected right is not safeguarded.

*Tierney v Village of Schaumburg*, 182 Ill App 3d 1055, 538 N.e. 2d 904, 131 Ill.Dec 529 (1<sup>st</sup> Dist.), appeal denied, 127 Ill.2d 642 (1989). The right to due process is clearly a right to be safeguarded.

The balance of equities favors Ms McKinzie because of the irreparable harm in the absence of an injunction and that the harm to the Defendant is minimal, if any.

#### Inadequate Remedy at Law or in Equity

Seeking redress through the organization has proved futile. The Board's action has already caused irreparable harm and that harm is of a continuing nature. The denial of a right to due process, the presumption that the violation has occurred without benefit of a completed investigation into the matter and more importantly, the damage to Ms McKinzie's reputation and goodwill as a current officer and as the incoming President of the Organization clearly shows that she is without adequate remedy.

#### V CONCLUSION

The Plaintiff has shown the likelihood of success on the merits, that the Plaintiff has suffered and will continue to suffer irreparable harm in the absence of the requested injunction and the balance of equities favors the injunction.

Based on the foregoing, Plaintiff requests the following relief:

harm sought to be enjoined must be expected with reasonable certainty. *Callis, Papa, Jackstadt & Holloran, P.C. v. Norfolk & Western RY.*, 195 Ill 2<sup>nd</sup> 356, 748 N.E. 153, 254 Ill.Dec 707 (2001). The harm created by the Board's order is of a continuing nature, and irreparable harm is presumed to follow if a protected right is not safeguarded. *Tierney v Village of Schaumburg*, 182 Ill App 3d 1055, 538 N.e. 2d 904, 131 Ill.Dec 529 (1<sup>st</sup> Dist.), appeal denied, 127 Ill.2d 642 (1989). The right to due process is clearly a right to be safeguarded.

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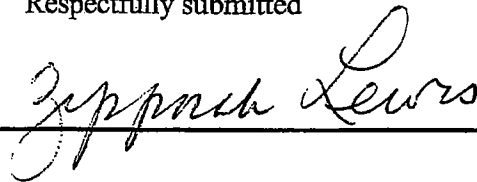
#### V CONCLUSION

The Plaintiff has shown the likelihood of success on the merits, that the Plaintiff has suffered and will continue to suffer irreparable harm in the absence of the requested injunction and the balance of equities favors the injunction.

Based on the foregoing, Plaintiff requests the following relief:

1. Determine that the Board's order of March 5, 2006 is null and void and therefore be stayed and Ms McKinzie's privileges be immediately restored.
2. That any investigative committee appointed to investigate the allegation be dismissed.
3. That the record of the proceedings be sealed and the minutes expunged relative to the deliberation and vote taken

Respectfully submitted



---

Zipporah J. Lewis & Associates  
203 N LaSalle Street, Suite 2100  
Chicago, Illinois  
312 263 1305

ORDER

CCG N002-300M-2/28/05(43480658)

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

McKINZIE

v.

ALPHA KAPPA ALPHA SOCIETY, INC

No. 06 CH 4882

5246

ORDER

This matter coming on to be heard on plaintiff's emergency motion for temporary restraining order, counsel for the parties being present

It is hereby ordered that plaintiff's motion for an emergency temporary restraining order is denied without prejudice.

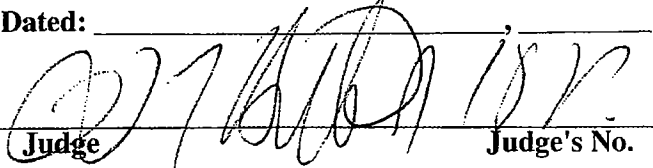
**ENTERED**

MAR 13 2006

ENTERED:

JUDGE  
RICHARD J. BILLIK - 1585

Atty. No.: 38302  
Name: Charles G. Albert  
Atty. for: Defendant  
Address: 10 N. Dearborn  
City/State/Zip: Chicago, IL 60602  
Telephone: (312) 357-6300

Dated: \_\_\_\_\_  
  
Judge \_\_\_\_\_ Judge's No. \_\_\_\_\_

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

30

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Barbara A. McKinzie,  
Plaintiff,

v.

No. 06 CH 4882

Alpha Kappa Alpha, Sorority, Inc.,  
Defendant

5046

ORDER

This matter coming to be heard for status on Plaintiff's Complaint and request for injunctive relief, both parties being present through counsel and the Court being advised in the premises, IT IS ORDERED:

1. This matter has been resolved pursuant to settlement.
2. This matter has been voluntarily dismissed by Plaintiff and is now off call.

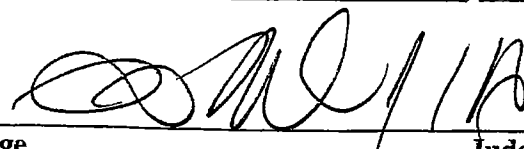
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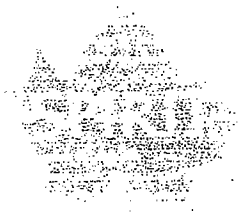
10588  
SIGNATURE

ENTERED:

Dated: \_\_\_\_\_

Atty. No.: 14323  
 Name: Zipparah J. Lewis & Associates  
 Atty. for: Barbara A. McKinzie  
 Address: 203 N. LaSalle Street, Ste. 2100  
 City/State/Zip: Chicago, IL 60601  
 Telephone: (312) 263-1305

  
 \_\_\_\_\_  
 Judge Judge's No.



Alpha Kappa Alpha Sorority, Incorporated  
**Directorate Meeting**  
March 2-5, 2006  
Marriott- Renaissance Hotel --Detroit, Michigan

**Agenda**

**Thursday, March 2, 2006**

2:00 p.m.	Executive Session	<b>Nicolet</b>
	Call To Order	Soror Linda M. White
	Meditation	Soror Cynthia Finch
	Roll Call	Soror Carolyn House Stewart
	Expulsion Hearings	
5:00 p.m.	Adjourn	
6:00 p.m.	<b>Dinner</b>	<b>Duluth</b>
	Grace	Soror Berna Greer
8:00 p.m.	Directorate Meeting	<b>Nicolet</b>
	Call to Order	Soror Linda M. White
	Roll Call	Soror Carolyn House Stewart
	Minutes	
	<b>Officer Reports</b>	
	Supreme Basileus	Soror Linda M. White
	Archives	Soror Phyllis Robinson
	Connection	Soror Ferial Bishop
	Program	Soror Juanita Sims- Doty
	Executive Director	Soror Betty James
9:00 p.m.	Regional Director Concerns	
10:00 p.m.	Adjournment	

EXHIBIT 1

**Friday, March 3, 2006**

8:00 a.m.	<b><i>Continental Breakfast</i></b> Grace	<b>Duluth</b> Soror Rachel Mallory
9:00 a.m.	Tour of Convention Center/Hotels	Hotel Staff
12:30 p.m.	<b><i>Lunch</i></b> Grace	<b>Duluth</b> Soror Candice Calhoun
2:00 p.m.	Voting Demonstration	<b>Brule</b>
2:30 p.m.	<b>Directorate Meeting Continues</b>	<b>Nicolet</b>
	<b>Committee Reports</b>	
	First Supreme Anti-Basileus	Soror Barbara McKinzie
	Nominating Committee	Soror Gail Atley
5:00 p.m.	<b><i>Recess</i></b>	
6:00 p.m.	<b><i>Dinner</i></b> Grace	<b>Duluth</b> Soror C. Edith Booker
8:00 p.m.	<b><i>Directorate Meeting Resumes</i></b>	<b>Nicolet</b>
	Standards/Boule Workshops	Soror DeVera Redmond
	Diamond/Golden Sorors	Soror Martha Logan
	Corporate Partners	Soror Rita Wilson
10:00 p.m.	<b><i>Recess</i></b>	

**Saturday, March 4, 2006**

8:00 a.m.	<b><i>Continental Breakfast</i></b> Grace	<b>Duluth</b> Soror Erica Horton
9:00 a.m.	<b>Committee Reports Continue</b>	<b>Nicolet</b>
	Constitution	Soror Rachel Ashburn Mallory
	Human Resources	Soror Martha Beard
	Second Supreme Anti-Basileus	Soror Nekeidra Brown
	Undergraduate Activities	
	Membership	Soror Alana Broady
10:15 am	<b><i>Break</i></b>	

EXHIBIT 1

**Saturday, March 4, 2006 Continued**

10:30 a.m.	Tamiouchos	Soror Berna Greer
	Finance	
	Building and Properties	Soror Alison H. Alexander
	Protocol	Soror Yvonne Perkins
12:00 p.m.	<b>Lunch</b>	<b>Duluth</b>
	Grace	Soror Irene McCollom
2:00 p.m.	<b>Executive Session (Hearings)</b>	<b>Nicolet</b>
6:00 p.m.	<b>Dinner</b>	<b>Coach Insignia Steakhouse</b>
		<b>Mariott Renaissance Top Floor</b>
	Grace	Soror Tari Bradford
8:00 p.m.	<b>Executive Session Continues (Hearings)</b>	
	Honorary Members	Soror Conchetta White Fulton
	Graduate/Undergraduate Concerns	Soror C. Edith Booker
	Technology	Soror Claire Carey
	<b>Old Business</b>	
	<b>New Business</b>	
	<b>Announcements</b>	
10:00 p.m.	<b>Adjournment</b>	

**Sunday, March 5, 2006**

8:00 a.m.	<b>Breakfast</b>	<b>Duluth</b>
	Grace	Soror Joy Elaine Daley
10:00 a.m.	<b>Executive Session</b>	<b>Nicolet</b>
12:00 p.m.	<b>Departure</b>	

Linda M. White  
President  
Alpha Kappa Alpha Sorority, Incorporated  
5656 South Stony Island Avenue  
Chicago IL 60637

Linda,

After I made all the necessary arrangements for the 2002 Alpha Kappa Alpha Post Boule Tour, Ms. Barbara A. McKinzie, Supreme Tamiouchous 1998-2002, told me that as financial officer for Alpha Kappa Alpha Sorority, Inc., she had to audit the trip making sure that I did not overcharge travelers. She also stated that since she had to check my work, she was being a consultant for and that I would have to pay her based on the amount of travelers. She also stated that if I did not agree to this she had the authority not sign the checks payable to me for my services and someone else would do the trip. I met with Ms. McKinzie in the second floor conference room at the Alpha Kappa Alpha Corporate office. I had prices for the trip and made the decision on which tour operators I would use. During the meeting with Ms. Mc Kinzie insisted that I call each supplier so that she could audit my work. The two suppliers that I choose were American Airlines and EC Tours (Miriam Palacio). After almost two hours of her rudeness and screaming at the suppliers she told me that the fares I had were the best and I could do the Post Boule Tour and I was to pay her for her work. Most of the checks that I received required two signatures. Ms. Mc Kinzie told me to have Evelyn give me the AKA checks that required her signature. I would meet Ms. Mc Kinzie give her the checks she would sign my check and I give her my personal check for her fee for the audit. I would return the AKA checks to Evelyn the next day. I know that this is not standard procedure. Ms. Mc Kinzie had no right to ask me for a commissions. She used me to extort monies from the sorority. I am now being audited by the internal revenue service because I refuse to pay taxes on that \$20, 114.00 that Ms. Mc Kinzie extorted. I believe that this matter she be given to the board of directors at Alpha Kappa Alpha, Ms. Mc Kinzie should be confronted about this matter, resign as Vice President and suspended from the sorority.

Truthfully submitted  
*David Carpenter*  
David Carpenter  
Travel Consultant  
773-721-1676-h

2/15/05 - Included with Charles Albert

EXHIBIT 2

528200200116A08C01688 89458020 2005073 22566 200522  
 2316 E 70TH PLACE  
 CHICAGO, IL 60649  
 DATE *May 29, 2002*  
 PAID TO THE ORDER OF *Barbara McKinzie* \$ *8,104.00*  
*Eight thousand one hundred four and 00/100*  
 SHOREBANK  
 CHICAGO, ILLINOIS 60649  
 ACCOUNT # *Handwritten*  
 MICR: ⑆071004226⑆ ⑆300000850⑆ ⑆0105 ⑆0000810400⑆

DATA Debits - 05/31/2002 - 205

NY 02 30  
 SHOREBANK CHICAGO  
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 ⑆300000850⑆ ⑆0105 ⑆0000810400⑆  
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 0099886927  
 071004226

DATA Debits - 05/31/2002 - 205

EXHIBIT 2

62720020011003001633 79168020 2-00000070 04183 005919

DAVID CARPENTER  
2316 E 70TH PLACE  
CHICAGO, IL 60648

DATE June 28, 2002

PAY TO THE ORDER OF Barbara McKinzie \$ 10,000.00

Ten thousand and 00/100 DOLLARS

SHOREBANK  
CHICAGO, ILLINOIS 60600

AMOUNT David Carpenter

⑆0710000134⑆ ⑆30000008650⑆ 0268 ⑆0001001000⑆

CDN 00000000-07/01/2002-000-010,000.00-12000000

070102 01 12000000  
SHOREBANK CHICAGO  
SHOREBANK CHICAGO

⑆0710000134⑆  
BANK OF AM  
CHICAGO IL 11/28/02  
05441963

*David Carpenter*  
# 110030916028

CDN 00000000-07/01/2002-000-010,000.00-12000000

EXHIBIT 2





# Alpha Kappa Alpha Sorority, Incorporated

5656 South Stony Island Avenue • Chicago, Illinois 60637-1997 • (773) 684-1282 • Fax (773) 288-8251

**Linda M. White**  
NATIONAL PRESIDENT

March 8, 2006

Soror Barbara A. McKinzie  
First Supreme Anti-Basileus  
301 Wysteria Drive  
Olympia Fields, IL 60461

Dear Soror Barbara:

The Directorate voted on March 5 to withdraw your privileges as a Directorate Member pending a report from a duly appointed Fact Finding Committee regarding a written complaint that you used your position as a member of the Alpha Kappa Alpha Directorate for personal financial gain. The Fact Finding Committee will present its findings and recommendations to the Directorate at a special board meeting on April 3, 2006, in Chicago, Illinois. At the special meeting, the Directorate will determine what further action is to be taken.

Please be advised that this withdrawal of privileges includes the following:

- You may not vote in Directorate Meetings, Conference Calls or Committee Meetings where you serve by virtue of being a member of the Directorate.
- You may not participate in or attend non-public social events of the sorority as a member of the Directorate.
- You may not represent Alpha Kappa Alpha Sorority, Incorporated as a member of the Directorate at any time until your privileges are restored.
- You may not represent Alpha Kappa Alpha Sorority on the Board of Directors of the Educational Advancement Foundation.

If you have any questions, you may contact me at 773-684-1282.

Sisterly,

Linda M. White  
Supreme Basileus

cc: Board of Directors of Alpha Kappa Alpha  
Executive Director, Alpha Kappa Alpha  
Linda M. White, National President, Educational Advancement Foundation

EXHIBIT 3

Soror Barbara A. McKinzie

>From: "Carolyn House Stewart" <CHS@macfar.com>  
>To: <LWhite5300@aol.com>, "Barbara A. McKinzie"  
<bmc1954ada@msn.com>, "Berna  
>Greer" <bgreer8685@aol.com>, "Betty Davis-Gause"  
><mw26rd@hotmail.com>, "Candice Calhoun"  
<ccalhoun1908@yahoo.com>, "Caroline  
>Lattimore" <cllattimore@aol.com>, "Cynthia J. Finch"  
><cynaka@bellsouth.net>, "Dorothy Buckhanan"  
><Dorothy.Buckhanan@goodwillsew.com>, "E. Lavonne Lewis"  
><ELewis2499@cox.net>, "Erica Horton" <eshorton@yahoo.com>, "Irene W.  
>McCollom" <imccollom@sc.rr.com>, "Joy Elaine Daley"  
><Jednard@aol.com>, "Nadine Bonds" <NAYCBONDS@aol.com>, "Nekeidra C.  
Brown"  
><nbrown@aka1908.com>, "Pamela L. Redden"  
<pamela.redden@GTE.net>, "Rachel  
>Ashburn Mallory" <rmallory@heinzerling.org>, "Tari T. Bradford"  
><SCRD22@bellsouth.net>  
>CC: "Charles Albert" <CALbert@awm-law.com>  
>Subject: March 5, 2005 Directorate Action-CONFIDENTAL  
>Date: Mon, 6 Mar 2006 15:53:58 -0500

>

>Sorors,

>

>

>

>The action taken by the Directorate is tantamount to removal of an  
>officer.

>

>

>

>Members of the Directorate (officers), chapters and members are  
>referenced in different sections of our Constitution and By Laws and  
>Manual of Standard of Procedure.

>

>

>

>I am not addressing issues related to notice, fairness, opportunity to  
>respond or findings of fact before a decision is made.

>

>

>

>It is clear from our documents a 2/3 vote is required before action  
can  
>be taken against a member of the Directorate.

>

>

>

>16 Directorate Members were present. The recorded vote of 9 "yes" and  
6

>"no" votes was a roll call vote.

>

>

>

>The motion to withdraw privileges pending a fact finding investigation  
>was not decided by a 2/3 vote.

>

>

EXHIBIT 4

>  
>I do not wish to be sued nor have the sorority sued for illegal action  
>and violation of our documents.  
>  
>  
>  
>This is to request an immediate telephone conference to discuss this  
>matter.  
>  
>  
>  
>I was not able to reach Linda White by telephone today.  
>  
>  
>I have copied Charles Albert, Esq. on this email as counsel to Alpha  
>Kappa Alpha. I was not able to reach him by telephone today.  
>  
>  
>  
>  
>Carolyn House Stewart  
>  
>Supreme Grammateus  
>  
>  
>  
>This electronic message transmission contains information from the law  
>firm of Macfarlane Ferguson & McMullen and is intended only for the  
>use  
>of the individual or entity to which it is addressed and may contain  
>information that is privileged, confidential and exempt from  
>disclosure  
>under applicable law. If the reader of this message is not the  
>intended  
>recipient, you are hereby notified that any dissemination or  
>distribution of this communication to other than the intended  
>recipient  
>is strictly prohibited. If you have received this communication in  
>error, please notify us immediately by collect telephone at (813)  
>273-4200 or electronic mail ([info@mfmlegal.com](mailto:info@mfmlegal.com)). Thank you  
>  
>  
>

EXHIBIT 4

**ZIPPORAH J. LEWIS & ASSOCIATES**  
ATTORNEYS AT LAW  
203 NORTH LASALLE STREET  
SUITE 2100  
CHICAGO, ILLINOIS 60601

TELEPHONE: 312 263 1305

FASCIMILE: 312 346 9603

March 8, 2006

Ms. Linda M. White, President  
Alpha Kappa Alpha Sorority, Inc.  
5656 S. Stony Island Ave.  
Chicago, IL 60637

Ms. Betty James, Executive Director  
Alpha Kappa Alpha Sorority, Inc.  
5656 S. Stony Island Ave.  
Chicago, IL 66037

**HAND DELIVERED**

Dear Ms. White and Ms. James:

I represent Ms. Barbara A. McKinzie, a member of Alpha Kappa Alpha Sorority, Inc. and who hold the office of the First Supreme Anti-Basileus of Alpha Kappa Alpha Sorority, Inc. This letter is being written in response to actions that the Directorate allegedly took March 5, 2006, to place Ms. McKinzie on what has been termed as "Withdrawal of Privileges." I say allegedly because Ms. McKinzie has neither received any official notification of the action taken nor the term of the imposed action which are in direct violation of her due process rights. Furthermore, there are no provisions in Alpha Kappa Alpha's Constitution and Bylaws that give authority for the Directorate to place officers of the organization on Withdrawal of Privileges.

Please be advised that, based on our reading of the Sorority documents and Robert's Rules of Order, newly revised edition, Ms. McKinzie, intends to ignore and will not abide by any action or directives that will restrict, deny, or interfere with her rights and privileges as a member and officer of Alpha Kappa Alpha Sorority, Inc. as a result of this improper vote.

*Article VI Section 10* of the Sorority's Bylaws is the only provision that governs actions that may be taken against Sorority officers and this provision clearly does not apply to Ms. McKinzie who has neither been accused of nor found guilty of any activities that violate our Constitution and Bylaws or established procedures. Not only was the action taken against Ms. McKinzie in violation of Alpha Kappa Alpha Sorority's documents, but the action was not supported by the required number of votes necessary to restrict or

EXHIBIT  
5

limit a member's or officer's rights and privileges assuming the Directorate had the authority to take such action, which it does not.

The Alpha Kappa Alpha Sorority documents as well as its adopted parliamentary authority clearly state and establish that any motion or action to place a member on withdrawal of privileges or that will take away the rights and privileges of membership or office must be adopted by a 2/3 vote, which was not the case. The Sorority Bylaws have specifically qualified a 2/3 vote of the Directorate to mean 12 regardless of the number of members present and Roberts Rules of Order require the Sorority to abide by this provision. It is our understanding that the Motion that was made to place Ms. McKenzie was approved by only 9 members, thus the motion did not pass whether the 2/3 requirement is qualified or not, and its intent has no affect on Ms. McKinzie as a member or officer. Both governing authorities also provide the level of due process rights that are to be afforded to Ms. McKenzie prior to such action which were also not provided to her.

Ms. McKinzie intends to carry on and enjoy all rights afforded to her as a member of Alpha Kappa Alpha and carry out her duties, expressed and implied as Vice-President of this organization which will include her attendance at Regional Conferences and speaking at all such conferences where she has been invited and meeting with prospective sponsors and supporters of her upcoming administration.

If you are in disagreement with the position that Ms. McKinzie will be taking, or her interpretation of the Sorority's documents and governing authority, please contact me by the close of business March 10, 2006 with the basis for the actions that have been taken, the document provisions that she has allegedly violated and authority to refute that less than 2/3 of the Directorate is required to impose the type of actions that have been taken against Ms. McKinzie.

Ms McKinzie has and continues to suffer irreparable harm as a result of this improper and vindictive action, therefore, we are also requesting that you convene a special meeting of the Directorate to rescind the action calling for any further investigation of Ms. McKinzie .

I await your response.

With Regards,

15/

EXHIBIT  
5

**Alpha Kappa Alpha Sorority** INCORPORATED

Alpha Kappa Alpha Corporate Office • 5656 South Stony Island Avenue • Chicago, IL 60637-1997 • (773)684-1282



OFFICE OF:

**CYNTHIA J. FINCH**

South Eastern Regional Director

201 Delta Road

Knoxville, TN 37914-3810

AKA: (865) 546-0292

Fax: (865) 546-0316

Email: cynaka@bellsouth.net

March 7, 2006

Linda M. White  
Supreme Basileus  
Alpha Kappa Alpha Sorority, Inc.  
5656 S. Stony Island Ave.  
Chicago, Ill 60637-1997

Dear Soror White,

As an official elected member of the board of directors of Alpha Kappa Alpha Sorority, Inc., I am requesting a telephone conference call of the board of director. The purpose of this call is to discuss the action we took on March 5, 2006, in Detroit, MI.

It is my position that the Board of Directors has acted prematurely in its decision to temporarily removal (withdrawal of privileges) of Soror Barbara McKinzie, First Supreme Anti-Basileus.

It is further my position which is shared by several members that pursuant to Article VI Section 10, page 51 of Alpha Kappa Alpha Sorority, Incorporated Constitution and Bylaws which govern the procedures of the Directorate, which state:

"Any member of the Directorate who is found guilty of violating the Constitution of Bylaws, or disregarding established procedures, or of constantly neglecting or failing to discharge her duties shall be removed from office by a two-thirds vote of the Directorate after findings have been presented by a committee composed of three members of the Directorate and four sorors not holding office on the Directorate. The Supreme Basileus shall appoint this committee." Because the action we took was prematurely, first no one has been found guilty; secondly, we did not have a two-thirds vote. Therefore it is my position that the action we took is null and void.

Therefore, it is incumbent on the leadership of this organization to revisit this matter immediately. As a duly elected officer of this corporation I am requesting that a conference call be held.

Please call me as soon as possible, 865-523-8205 or 865-659-4753.

Respectfully,

Cynthia J. Finch

South Eastern Regional Director

Cc: All Directorate Members – Charles Albert, Attorney, Alpha Kappa Alpha Sorority, Inc.

EXHIBIT  
5

March 7, 2006

Soror Linda M. White  
Supreme Basileus  
Alpha Kappa Alpha Sorority, Inc.  
5656 South Stony Island Ave.  
Chicago, IL 60737

Dear Soror Linda:

I am writing this letter to **request a telephone conference call** with members of the Directorate regarding our most recent conversation on Saturday, March 4, 2006.

As I recall, you informed that a vendor had filed a complaint against Soror Barbara McKinzie alleging that they had to give her money to do business with the Sorority. You also stated that you had formed a fact finding committee/team and that they would be in the meeting on Sunday, March 5<sup>th</sup>, to make a ruling on the status of Soror Barbara McKinzie. You further stated that there would be an emergency call meeting on April 3<sup>rd</sup>. Lastly, you informed me of the sorors to serve on the fact finding committee/team. With that said, the composition of this panel should be a fair and impartial committee/team.

As a member of the Directorate and the Regional Director of Soror Barbara, I am concern that all fairness, due process and procedures regarding the process on Sunday were not done in accordance with our document. After carefully reading and researching, it is my understanding that "two thirds vote of the Directorate" is needed after findings have been presented. Since the Directorate consist of 18 members, 2/3 of that number is 12 votes. Therefore, even if the rule is interpreted to apply only to the members present, and 16 were present, 2/3 of the votes were not received.

Nonetheless, while I am grieving the lost of a Past Regional Director of the South Central Region, who has been a part of my life since I was a child; I also grieve the lack of professionalism that has been shown this past weekend. Soror Linda, this has gone to far - It is my belief Soror Barbara did not have adequate notice and was not given due process. Furthermore, the decision to take action without given notice to respond was arbitrary.

While I am not challenging your authority as Supreme Basileus, I am challenging the process that took place on Sunday, March 5, 2006 at the Renaissance Marriott Hotel in Detroit.

Therefore, in the SPIRIT of Alpha Kappa Alpha Sorority, it is my request that you convene this call as soon as possible.

Sisterly,

Soror Tari T. Bradford  
22<sup>nd</sup> South Central Regional Director

cc: Members of the Directorate

EXHIBIT 5



# Alpha Kappa Alpha Sorority, Incorporated

5656 S. Stony Island Avenue • Chicago, Illinois 60637-1997 • 773 684-1282 • Fax 773 288-8251

Linda M. White  
National President

Sorors:

This email is in response to the emails sent to each of us by Soror Carolyn House Stewart and Soror Cynthia Finch, expressing their concerns from the March 5, 2006 Executive Session of the Directorate, and requesting a Conference Call.

First, I see no need to have such a Conference Call. We are scheduled to meet on April 3, 2006 in Chicago to hear the report of the Fact Finding Committee. We will proceed with that meeting as planned.

Regarding the action taken to withdraw privileges pending the report of the Fact Finding Committee, I have been made aware that Soror Cynthia Finch sought the advice of former Supreme Parliamentarian, Soror Constance Holland. It is my understanding that Soror Holland, having not been present during the Executive Session, and receiving information outside that context, gave the opinion that the action was in violation of the Constitution and Bylaws. She opined that a two-thirds vote is required to impose a sanction or penalty on a soror. The citation to our documents given was Article I, Section 5 of the Bylaws, found on page 11. That Section provides that all business requiring approval or rejection shall be decided by majority vote of the Directorate, and that two-thirds (which is 12) of the members of the Directorate must be present to transact business.

Sorors, we were in compliance with our Constitution and Bylaws. 16 members of the Directorate were present. In addition, the action taken was not one to impose a penalty and did not require a two-thirds vote. The action taken was to address the status of Soror Barbara McKinzie as a Directorate member pending the report of the Fact Finding Committee, and only required a majority vote.

Sorors, I remind you that we agreed to keep this matter confidential. I agree with Soror Cynthia that we keep each other in prayer, as well as our entire organization, as we continue to follow our mandated process.

Sisterly,  
  
Soror Linda

EXHIBIT 6

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, CHANCERY DIVISION

CLERK

BARBARA A. MCKINZIE,  
PLAINTIFF,

V.

ALPHA KAPPA ALPHA, SORORITY, INC.  
DEFENDANT.

CLERK

NO.

06CH04882

EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER

NOW COMES, BARBARA A. MCKINZIE, Plaintiff, by and through her attorneys, ZIPPORAH J. LEWIS & ASSOCIATES, pursuant to 735 ILCS 5/11-101 for entry of a temporary restraining order and thereafter a preliminary injunction, restraining Defendant, Alpha Kappa Alpha Sorority, Inc. (hereinafter referred to as "AKA"), from attempting to interfere with Plaintiff's membership privileges and the attempt to remove Plaintiff from her current office pending an investigation. In support of the Motion, Plaintiff submits the Memorandum of Law. Plaintiff has filed a verified complaint for Injunctive Relief and other relief and further states as follows:

- a. Plaintiff is the current duly elected First Vice President of AKA and a member of AKA's Directorate (Board of Directors). Plaintiff is the incoming President of AKA, scheduled for installation in that office in mid July 2006. Prior to the Board's action of March 5, 2006, Plaintiff was currently performing the duties of her current position as well as preparing for her upcoming administration, which included setting up meeting

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with prospective donors of the organization to support the Organization National Programs.

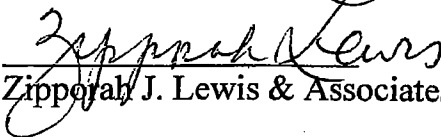
- b. That the Plaintiff has exhausted all administrative remedies available to her and that injunctive relief Plaintiff is necessary to restore the status quo ante and to protect Plaintiff from substantial grievous and irreparable injury to her ability to perform her current duties as Vice President; her preparation for her upcoming administration as President of the organization and to exercise her rights and privileges of membership in the organization.
- c. That the action taken was punitive in nature and should be set aside.
- d. The verified complaint sets forth Plaintiff's clearly ascertainable rights to due process and a fair and impartial hearing prior to any punitive action being imposed in violation of AKA's own governing documents.
- e. Plaintiff has no adequate remedy at law or in equity for the injury already sustained and will continue to sustain unless Defendant's actions and conduct is restrained.

Wherefore, Plaintiff prays for entry of the following orders:

1. Temporary restraining order, without bond, restraining Defendant from enforcing the actions taken at the meeting of its Directorate on March 5, 2006 and any subsequent actions or directives made as a result of that meeting, pending a hearing on Plaintiff's motion for preliminary Injunction and;
2. An order providing for expedited discovery and a hearing on Plaintiff's Motion for Preliminary Relief and;

3. Any and all expenses, including but not limited to attorneys' fees, incurred in bring this motion.

Respectfully submitted,

  
Zipporah J. Lewis & Associates

Attorney No 14323  
Zipporah J. Lewis & Associates  
203 North LaSalle Street, Suite 2100  
Chicago, Illinois 60601  
312 263 1305