

August 27, 2026.

To the Board of Directors
Daugavas Vanagi Latvian Welfare Association, Inc. ("NYDV")
115 W 183rd street
Bronx, New York.

Response to Notice of Revocation of membership; Demand for Records and Accounting; Outstanding Requests for Information

The corporation holds the building in trust for its stated charitable purposes and is a trustee of it under EPTL § 8-1.4(a)(2). The board, in administering that trust, owes a fiduciary duty to every member, including those in the minority, and a majority's agreement with the board's decisions does not relieve the board of that duty. The relationship between members and the board is one of fiduciary trust.

The notice sent on August 13, 2026, confirms that the addressees remain members of the "Daugavas Vanagi Latvian Welfare Association, Inc."

The same notice affirms that a decision has already been made and appears to rely upon a subsequent decision or action to formalize and justify actions previously taken. It further confirms that, at the time of the membership suspension, the board had not identified any provision of the bylaws then in effect authorizing such action.

No member meeting has been held in accordance with New York Not-for-Profit Corporation Law § 603 (b). The board has therefore not identified a provision of the bylaws or a member action warranting for the membership suspension as of the date of this communication.

Regarding the 2023 membership suspension, please refer to N-PCL § 507(c). Membership dues were retained while I and six other members were excluded from communications addressed to members and from participation in the bylaws amendment committee, to which we had volunteered. The bylaws in effect in June 2023 contained no provision authorizing the board to take such action.

The August 13, 2026, notice fails to answer the questions presented in June 22, 2026, information request. The board likewise failed to address the information requests communicated on September 8, 2023.

Nothing in this communication shall be construed as an admission of the validity, effective date, applicability, or retroactive effect of any purported amendment to the bylaws.

The information requested on June 22, 2026, and September 8, 2023, communications is hereby requested again, together with any information withheld from us during this period.

The August 13, 2026, notice provides no supporting proof for the following allegations:

- *you have obstructed and continue to obstruct NYDV's efforts to sell its real property;*
- *have refused to vacate the premises; (unrelated to the membership or corporate governance);*

- *have misrepresented NYDV's efforts to sell the property;*
- *this has caused and continues to cause significant financial harm to NYDV;*
- *you have unlawfully misappropriated NYDV's assets;*
- *you have publicly defamed NYDV's reputation by making false statements.*

Supporting proof for each allegation is hereby requested, including the documents, records, communications, dates, and other proof upon which each allegation is based.

As members, we demand compliance with N-PCL § 621 (a) and (b).

We further request an explanation as to why the violation of N-PCL § 621 (a) and (b) remains ongoing; why the persons responsible have not been reprimanded; why those persons remain in positions of NYDV governance and/or NYDV governance oversight.

We reiterate that we subscribe to and remain dedicated to the purposes of the corporation stated in its Certificate of Incorporation. We deny any harm to those purposes. We object, however, to the direction taken by the board and the means by which it has pursued that direction.

Cordially,
Valdis Čirksts.