

REQUEST BY A MEMBER OF TWHBEA  
FOR A COPY OF ALL OR PART OF  
THE TWHBEA MEMBERSHIP LIST

I acknowledge and agree as follows:

1. That I have requested a copy of the TWHBEA Membership List be provided to me as provided for by Tennessee State Law; specifically, Tennessee State Code, Title 48, sections 48-66-102 through 48-66-105, which states:

48-66-102 Inspection of records by members. –

- (a) Subject to § 48-66-103 (c), a member is entitled to inspect and copy, at a reasonable time and location specified by the corporation, any of the records of the corporation described in § 48-66-101 (e) if the member gives the corporation a written demand at least five (5) business days before the date on which the member wishes to inspect and copy.
- (b) A member is entitled to inspect and copy, at a reasonable time and reasonable location specified by the corporation, any of the following records of the corporation if the member meets the requirements of subsection (c) and gives the corporation written notice at least five (5) business days before the date on which the member wishes to inspect and copy.
  - (1) Excerpts from any records required to be maintained under § 48-66-101 (a), to the extent not subject to inspection under subsection (a);
  - (2) Accounting records of the corporation; and
  - (3) Subject to § 48-66-105, the membership list.
- (c) A member may inspect and copy the records identified in subsection (b) only if
  - (1) The member's demand is made in good faith and for a proper purpose;
  - (2) The member describes with reasonable particularity the purpose and the records the member desires to inspect; and
  - (3) The records are directly connected with the purpose for which the demand is made.
- (d) The right of inspection granted by this section may not be abolished or limited by a corporation's charter or bylaws.
- (e) This section does not affect:
  - (1) The right of a member to inspect records under § 48-57-201, or, if the member is in litigation with the corporation, to the same extent as any other litigant; or

- (2) The power of a court, independently of chapters 51-58, to compel the production of corporation records for examination.

48-66-103. Scope of inspection rights. –

- (a) A member's agent or attorney has the same inspection and copying rights as the member the agent or attorney represents.
- (b) The right to copy records under § 48-66-102 includes, if reasonable, the right to receive copies made by photographic, xerographic or other means.
- (c) The corporation may impose a reasonable charge, covering the costs of labor and material, for copies of any documents provided to the member. The charge may not exceed the estimated cost of production or reproduction of the records.
- (d) The corporation may comply with a member's demand to inspect the record of members under § 48-66-102 (b) (3) by providing the member with a list of its members that was compiled no earlier than the date of the member's demand.

48-66-104. Court-ordered inspection. –

- (a) If a corporation does not allow a member who complies with § 48-66-102 (a) to inspect and copy any records required by that subsection to be available for inspection, a court of record having equity jurisdiction in the county where the corporation's principal office (or, if none in this state, its registered office) is located may summarily order inspection and copying of the records demanded at the corporation's expense upon application of the member.
- (b) If a corporation does not within a reasonable time allow a member to inspect and copy any other record, the member who complies with § 48-66-102 (b) and (c) may apply to a court of record having equity jurisdiction in the county where the corporation's principal office (or, if none in this state, its registered office) is located for an order to permit inspection and copying of the records demanded. The court shall dispose of an application under this subsection on an expedited basis.
- (c) If the court orders inspection and copying of the records demanded, it shall also order the corporation to pay the member's costs (including reasonable counsel fees) incurred to obtain the order unless the corporation proves that it refused inspection in good faith because it had a reasonable basis for doubt about the right of the member to inspect the records demanded.
- (d) If the court orders inspection and copying of the records demanded, it may impose reasonable restrictions on the use or distribution of the records by the demanding member.

48-66-105 Limitations on use of membership list. –

Without the consent of the board, a membership list or any part thereof may not be obtained or used by any person for any purpose unrelated to a member's interest as a member. Without limiting the generality of the foregoing, without the consent of the board a membership list or any part thereof may not be:

- (1) Used to solicit money or property unless such money or property will be used solely to solicit the votes of the members in an election to be held by the corporation;
- (2) Used for any commercial purpose; or
- (3) Given or sold to or purchased by any person.

2. In particular I requested a copy of the TWHBEA Membership for the following sectors of the membership and in the follow format:

3. That I am making this request in good faith and for a proper purpose, and that purpose is as follows:

4. That I will not use this membership list, or any part thereof, pursuant to section 48-66-105, for any purpose unrelated to the purpose (s) stated herein, and further that this membership list will not be used for any purpose unrelated to my interest as a member.

5. That I acknowledge and agree that this membership list provided to me by TWHBEA, or any part thereof, will not be used without the express, written consent of the Executive Committee of TWHBEA pursuant to its authority delegated under the Bylaws of TWHBEA by the International Board of Directors of TWHBEA, for any of the following purposes:

- a. to solicit money or property, unless such money or property will be used solely to solicit the votes of the members in an election to be held by TWHBEA.
- b. for any commercial purpose.

6. That I also acknowledge and agree that I will not give the membership list provided to me by TWHBEA, or sell the membership list provided to me by TWHBEA to, or allow this membership list to be purchased by any person or entity.

7. That I understand and acknowledge that any violations of this Agreement and to Receive a Copy of All or Part of the Membership List of TWHBEA can result in the review of this

Agreement and my actions by the Enforcement Committee of TWHBEA, and further may expose me to further evil actions pursuant to the laws of the State of Tennessee.

Member's Signature: \_\_\_\_\_ Dated: \_\_\_\_\_