

page 1

May 4, 2012

John Chernavage  
Secretary/Treasurer, PSCOA  
2421 North Front Street  
Harrisburg Pa. 17110-1110

Mr. Chernavage,

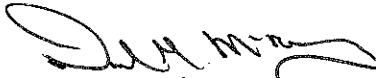
I am in receipt of your correspondence dated May 1, 2012 titled Request for Information. Your statement in paragraph 2 is duly noted.

However, per the PSCOA Constitution Appendix B Section 12, "*No member may be found guilty, even if the member fails to appear, unless **evidence proving the charge** is presented to the Trial Board*".

I find it unconscionable that a key piece of evidence, the piece of evidence (Exhibit O) your auditor based and justified his conclusions, was not presented to the Trial Board. This Exhibit O is a key piece in the entire case, yet no one can or refuses to produce it.

Nonetheless, attached is my statement of appeal to the PSCOA State Board. Please provide me with the date, time and location of the State Board meeting where the appeal will be heard.

Thank You,



Donald G. McNany

May 4, 2012

Secretary Chernavage,

Pursuant to the PSCOA Constitution, Appendix B, Section 11(e), I am appealing, to the PSCOA State Board, my sanction(s) handed down on March 23, 2012 at 4 P.M. by the PSCOA. (copy attached).

I am basing my appeal on several factors and will present substantiating evidence, along with witness testimony. These include, but are not limited to.

1. The charge(s) were untimely. Violation of Appendix B Section 7 (a).
2. I was never properly notified by PSCOA Secretary. Violation of Appendix B Section 7 (e).
3. The Forensic Audit is inaccurate and cites fraudulent/nonexistent document(s).
4. My mileage reimbursement was **under** the Auditor's "scope of \$15,000 or greater for a year".
5. 2 Business Agents, that weren't audited, were **above** the Auditor's "scope".
6. 2 Business Agents, that weren't audited, were **under** the Auditor's "scope".
7. Roy Pinto's attempt to defraud the union and his cover up in 2009.
8. How my administration handled improperly filed/fraudulent mileage expense reports.
9. How my administration paid mileage in accordance with I.R.S. rules and regulations.

10. How my administration handled misuse of PSCOA credit cards.
11. The true PSCOA policy covering living expenses for Executive Officers.
12. Evidence of mileage paid to Tim Walsh.
13. Evidence of mileage paid to Roy Pinto.
14. Robert Storm provided false and misleading testimony to the PSCOA Trial Board on May 23, 2012.
15. PSCOA Secretary/Treasurer John Chernavage et. al. refused to provide me documents requested to prepare a proper defense.



Donald G. McNary

page 4

WITNESS LIST: Including, but not limited to:

1. SAM BREZLER
2. ROY PINTO
3. TIM WALSH
4. BOB STORM
5. JOHN CHERNAVAGE
6. JASON BLOOM
7. JIM CHERNAVAGE
8. GARY LIGHTMAN
9. SEAN WELBY