



January 15, 2025

VIA EMAIL

National Board of Management
National Society of the Daughters of the American Revolution
1776 D Street NW
Washington, D.C. 20006-5303

Re: Legality of Excluding Trans-Identifying Men from Membership in the National Society of the Daughters of the American Revolution

Dear Board Members:

The Martha Laird Chapter (Chapter) of the Daughters of the American Revolution (DAR) has engaged the Center for American Liberty to evaluate the legality of amending the DAR bylaws to exclude natal men—including natal men who identify as women—from membership eligibility. Attached to this letter is a memorandum to the Chapter analyzing this question. As the memorandum explains, we conclude that such an amendment is likely both lawful and would not jeopardize the DAR's tax-exempt status.

On or about February 8, 2025, the DAR National Board of Management will consider a proposed bylaw amendment that would prohibit natal men—including men who identify as women—from joining the DAR. We offer this memorandum for the Board's review as it considers whether to allow the proposed bylaw amendment to go to the full DAR membership for a vote at the upcoming Continental Congress this summer. Not only does the DAR have a constitutional right to pass such an amendment, but doing so would ensure the organization stays true to its roots as a genealogical society for women only. We encourage the Board to allow the proposed amendment to proceed.

The attached memorandum was drafted solely for the purpose of advising the Chapter. Neither it nor this letter establishes an attorney client relationship with any other person or entity, does not contain or constitute legal advice, and should not be relied upon as a substitute for consulting with a qualified attorney. We encourage the DAR to consult with counsel regarding the issues at hand.



Sincerely,

Harmeet K. Dhillon

Mark Trammell

Enclosures as stated

cc:

Josh W. Dixon (jdixon@libertycenter.org)
Center for American Liberty

Eric Sell (esell@libertycenter.org)
Center for American Liberty