

# The Volokh Conspiracy

## **Koch v. Cato Round II – A Second Koch Lawsuit**

[Jonathan H. Adler](#) • April 12, 2012 8:55 am

On Tuesday, Charles and David Koch filed a second lawsuit against the Cato Institute objecting to a decision by the Institute's Board of Directors to expand the size of the Board and reappoint four board members who had been removed when the Kochs installed new board members earlier this year. Here's a [WaPo story](#) on the suit. The relevant documents are available on Cato's website [here](#). The attachments to [Charles Koch's affidavit](#) are of particular interest.

I may have more to say about this later. In the meantime, here are a few other recent items of interest:

- FreedomWorks [sides with Cato](#) against Koch;
- A new Cato-aligned blog, "[KochvCato](#)";
- A [post on KochvCato](#) by Jerry Taylor that reveals the Board of Shareholders (as opposed to the Board of Directors) has only met twice before this year;
- Dueling op-eds on CNN.com by [Bob Levy](#) and [Kevin Gentry](#);
- A Breitbart.com series on Ed Crane, "The Crane Chronicles" – [Part I](#), [Part II](#) (more coming).

I also found [this "open letter"](#) from Cato's Michael Cannon to be a quite powerful statement of what's at stake.

Given that Cato's current leadership has previously agreed to being the search for Ed Crane's successor, and to give the Koch brothers a veto over any potential replacement, I'm still hoping for a settlement that can save Cato as an independent voice for liberty.