

Amendment to FIPT 1993 C.A.R. motion # 3

**INSTRUMENT:
THE FELLOWSHIP INTELLECTUAL
PROPERTY TRUST**

*Submitted at WSC 1993 as CAR motion # 31
from New Jersey Region*

ARTICLE I

Section 1: Name of the Trust

The name of this trust shall be "The Fellowship Intellectual Property Trust."

Section 2: Creation of the Trust

The spiritual Fellowship of Narcotics Anonymous, as Trustor, World Service Conference, World Service Board of Trustees, and WSO, Incorporated, to the extent of all their interest, claim, right and entitlement, do hereby affirm and state the transfer, assignment, and conveyance of all WSC conference-approved Narcotics Anonymous literature and other N.A. intellectual property, as identified in Article III to be held in trust by the World Service Conference, as Trustee, to administer the Trust Properties in accordance with this "Trust Document" and in furtherance of its purpose.

Section 3: Nature of the Trust

The Trustee shall maintain the Trust Properties as a perpetual trust, subject to revocation by the Trustor, and shall use the properties and income derived therefrom exclusively for the non-profit charitable and educational purposes described below, and for the payment of the incidental expenses and costs of the administration of the Trust.

Section 4: Purpose of the Trust

The sole object and purpose of this Trust is to maintain and administer all literature and intellectual properties of the spiritual Fellowship of Narcotics Anonymous in a manner that will help addicts find recovery from the disease of addiction and develop and carry that message of recovery to the addict who still suffers, all in keeping with the Twelve Steps and Twelve Traditions of NA, and not for profit, personal gain, or any other purpose.

Section 5: No bond required

The Trustor waives the requirement that the Trustee give a bond to secure performance of the Trustee's duties. However, upon any finding of financial impropriety, a bond from that date forward shall be required as necessary to secure the performance of the Trustee.

ARTICLE II: PARTIES TO THE TRUST

The spiritual Fellowship of Narcotics Anonymous is the Settlor and the Trustor. The World Service Conference is the Trustee. World Service Office, Inc., referred to in this document as "Agent," is a service center utilized to carry out administration of the Trust, as outlined in this document. The addicts who still suffer, known or unknown, current member or future member of N.A., as a whole are the Beneficiary of the Trust.

ARTICLE III: IDENTITY OF TRUST PROPERTY

The Trust Property includes Trustee-approved literature, trademarks, service marks, copyrights, and all other intellectual property of the Fellowship, WSC, WSB, and WSO, Inc. From time to time, the Trustor may add to, modify, or delete property from the Trust. All additions made to literature, trademarks, service marks, copyrights, and all other intellectual property developed by the Trustee, Trustor, or WSO, Inc., shall be Trustee approved and upon Trustor approval, shall also be considered property subject to this Trust. Trust properties shall not include literature or other intellectual properties developed by N.A. groups, ad hoc committees, or area or regional service committees, unless specific permission and release are given to the Trustee.

ARTICLE IV: OPERATIONAL RULES

The Trustor shall generate Trust Operational Rules, which shall be implemented after Trustor approval. Trust Operational Rules shall be developed under the traditional N.A. service structure, allowing ample input and review, and Trustor approval.

ARTICLE V**Section 1: Trustee's duties**

Subject to Trustor direction, the Trustee has the following general duties with respect to administration of the Trust:

- 1) The Trustee has a duty to administer the Trust according to the Trust Instrument and, except to the extent that this document provides otherwise, according to applicable federal and state statutes.
- 2) The Trustee shall follow direction given to it by the Trustor. If the direction would have the effect of modifying the Trust, the Trustor shall also be responsible to modify the Trust to enable the amendment.
- 3) The Trustee has a duty to administer the Trust solely in the interest of the Beneficiary and the Trustor.
- 4) The Trustee has a duty to deal impartially with the Beneficiary, individually and collectively.
- 5) The Trustee and its main service center, WSO, Inc., has a duty not to use or deal with Trust Property for any other purpose unconnected with the Trust, nor to take part in any transaction in which the WSO, Inc. has an interest adverse to the Beneficiary or the Trustor.

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- 6) The Trustee has a duty to preserve the Trust Property, as directed by the Trustor.
- 7) The Trustee has a duty to see that the Trust Property is clearly designated.
- 8) The Trustee may take reasonable steps to enforce claims that are part of the Trust Property.
- 9) The Trustee may take the steps outlined in the Use Policy to defend actions that may result in harm to the Trust Property, and to prosecute actions to protect the Trust Property from infringement by outside parties.

Section 2: Delegation of duties

Except for the day to day activities of the WSO, Inc., the Trustee shall not delegate to others the performance of acts that the Trustee itself can reasonably be required to perform, and may neither transfer the office of Trustee to another nor delegate the administration of the Trust to another entity. Other matters may be delegated, but where the Trustee has properly delegated a matter to an agent, employee, or other person, the Trustee has a duty to exercise reasonable supervision over the person or entity performing the delegated matter.

Section 3: Trustee's standard of care

The Trustee shall administer the Trust in accordance with the 12 Traditions of Narcotics Anonymous, and with the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of like character and with like aims to accomplish the purposes of the Trust as determined from the Trust instrument.

Section 4: Trustee's powers and responsibilities

The Trustee has the following powers: the powers conferred by the Trustor in this Trust Document; the powers conferred by statute, except as limited in the Trust Instrument; and the power to perform acts that a Trustee would perform for the purposes of the Trust under the Trustee's standard of care, except as limited in the Trust Instrument. The exercise of a power by the Trustee is subject to all obligations established by the Trustor; is at all times directly responsible to the Beneficiary, in accordance with the Twelve Traditions, and fiduciary obligations.

Under this document, the Trustee has the following Trust obligations:

- 1) The responsibility to hold Trust Property.
- 2) The responsibility to receive additions of property to the Trust from the Trustor.
- 3) The responsibility to participate in the operation of the Trust.
- 4) The responsibility to manage Trust Property under direction from the Trustor, and manage proceeds generated from the sale of Trust Property as directed by the Trustor.
- 5) The responsibility to insure the Trust Property against damage, loss, or third-party liability.
- 6) The responsibility, when necessary, to pay, contest, or settle claims against the Trust by compromise, arbitration or otherwise, as specifically directed by the Trustor.

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- 7) The responsibility, when necessary, to release in whole or in part any claim belonging to the Trust, as specifically directed by the Trustor.
- 8) The responsibility to authorize the Agent to pay taxes, assessments, reasonable compensation of the Agent and its employees, and other expenses incurred in the administration, care, and protection of the Trust.
- 9) The responsibility to authorize the Agent to hire people, including accountants, attorneys, auditors, investment advisors, or other agents, provided they are not associated or affiliated with the Trustee, to advise or assist the Trustee in the performance of administrative duties, excluding the right to author original literature.
- 10) The responsibility to authorize the Agent to execute and deliver all instruments which are needed to accomplish or facilitate the exercise of the powers vested in the Trustee.
- 11) The responsibility, when directed to do so, to prosecute or defend against outside parties actions, claims, or proceedings for the protection of the Trust Property and of the Trustee in the performance of the Trustee's duties at the specific direction of the Trustor.

Section 5: Indemnification of Trustee and Agent

To the fullest extent permitted by law, the Agent shall indemnify the Trustee and the Agent's directors, officers, employees, and other persons described in Section 523(a) of the California Corporations Code, including persons formerly occupying any such position, against all expenses, judgments, fines, settlements, and other amounts actually and reasonably incurred by them in connection with any "proceeding," as that term is used in that code section, and including an action by or in the right of the Trustee, by reason of the fact that the person is or was a person described in that code section. Procedures for the approval of indemnity, advancement of expenses, and insurance shall be described in the Trustee's bylaws.

The World Service Office, Inc., its directors, officers, employees, and other persons described in Section 523(a) of the California Corporations Code, including persons formerly occupying such position, may not be relieved of liability for breach of Trust committee intentionally, with gross negligence, in bad faith, or with reckless indifference to the interests of the Beneficiary and/or the Trustor, or for any illegal act wrongfully or unknowingly consented to by the Trustor.

Section 6: Nonpartisan activities by the Trustee

The Agent shall be nonprofit and nonpartisan. No part of the activities of the Trustee shall consist of the publication or dissemination of materials with the purpose of attempting to influence legislation, and the Trustee shall not participate or intervene in any political campaign on behalf of any candidate for public office or for or against any cause or measure being submitted to the people for a vote.

ARTICLE VI: REVOCABILITY

This Trust is revocable by the Trustor, the Fellowship of Narcotics Anonymous as described in Article V of the Operational Rules.

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ARTICLE VII: TERMINATION

This trust will terminate when any of the following occurs:

- 1) The Trust purpose becomes unlawful;
- 2) The Trust purpose becomes impossible to fulfill; or
- 3) The Trustor revokes the trust.

On termination of the Trust, the Trustee continues to have the duties and powers necessary under the circumstances to wind up the affairs of the Trust. On termination of the Trust, the Trust Property is to be maintained as determined by the Trustor. If no such determination or assignment is made, the Trust Property shall be transferred to the Beneficiary.

ARTICLE VIII: JURISDICTION

The jurisdiction of proceedings concerning the internal affairs of the Trust rests with the local statutes of its registration.

ARTICLE IX: TRUST REGISTRATION

The Trustee shall register the Trust document with the appropriate state and federal offices, and shall perform all obligations attendant thereto.

TRUSTEE:

TRUSTOR:***

Chairperson, WSC

***As many signatures as are required to permit each registered region to approve the Trust Instrument (i.e., RSR acts with "power of attorney" for all groups in their region (through the service structure)) for document purposes.

**OPERATIONAL RULES:
THE FELLOWSHIP INTELLECTUAL
PROPERTY TRUST**

**ARTICLE I:
BACKGROUND, PURPOSE, AND PARTIES OF
THE TRUST**

SECTION 1: BACKGROUND OF THE TRUST

Early in Narcotics Anonymous history, little was thought about the generation, use, or need for an Intellectual Property Trust document. Literature was written by addicts who gathered together to write, filling the void of material that concerned itself with recovery from the disease of addiction. The "little white book," informational pamphlets, Basic Text, newsletters, etc., were developed, written, edited, printed, and copied by members and groups of members. In the spirit of anonymity, no one person or group of persons was given credit as author. Early copyright registration was done under "C.A.R.E.N.A.," a pseudonymous (fictional) publishing agent. Many N.A. groups distributed these materials regularly, and often copied as many as possible to give to their members.

In 1971, at the 1st World Convention of Narcotics Anonymous, held November 5, 1971, in La Mirada, California, USA, the Fellowship members voted to establish the World Service Office. The WSO, Inc. was designed to serve as a central Fellowship contact point, an N.A. information clearinghouse, and publishing agency (business office or division with specific functions directed to it by the Fellowship). Since that time, the WSO, Inc. has been publisher of N.A. literature, holding the Fellowship's intellectual property as a fiduciary body (designee who holds something in trust for another; valuable only because of public confidence and support).

The WSO's function as publisher was first described in "The N.A. Tree" (1975): "WSO is also responsible for the printing, warehousing, and distribution of all literature...", and is now described in the most recent edition of "A Temporary Working Guide to our Service Structure," as follows: "[A] major function of WSO is the publication and distribution of literature...WSO is also responsible for the printing, warehousing, and distribution of all existing literature."

During the years between 1978 and 1982, Narcotics Anonymous began the process of self-definition and maturity that would allow our spiritual Fellowship to become a significant worldwide force for recovery from addiction. A relatively small group of people, ordinary recovering addicts, developed one of our fellowship's first significant item of property - our Basic Text, the book entitled "Narcotics Anonymous." These N.A. members wrote anonymously and coordinated their efforts through the literature subcommittee of the

WSC. The four major writing/editing literature conferences were located both centrally and at geographical extremes across the United States so that the maximum number of N.A. members could attend and participate. These conferences were paid for largely by individual member donation and fundraisers.

Every N.A. member was encouraged to help write our book and was given the opportunity to do so. The authors eventually numbered in the hundreds of active participating members. Each had a role and a voice in the content of our Basic Text. During this time, these members and the Fellowship of which they were representative, developed a trust bond with the service structure; that the results of their work would be used in the same spirit and manner in which it was developed. This is the basis and foundation of the Literature Trust Document.

Until the early 1980's, the sale of literature generated very little money. One of the questions that was asked from members upon hearing of efforts to produce our Basic Text was, "What's going to happen to the money?" The understanding was that the Basic Text would be made and sold as inexpensively as possible, not with the hope of making great profits, and that the original price of the book would be lowered at a later date (this never happened).

In 1982, the WSO registered the copyright to the Basic Text, such specific trust to be administered in accordance with the direction of the WSC as given at its annual meeting of May 5-9, 1982. In 1988, the WSC approved guidelines for the WSC Literature Committee which read, in part: "After the World Literature Committee has completed its work on a piece of literature, it is turned over to the World Service Office for production and distribution. Production involves copyright registration...Literature is then sold through WSO."

SECTION 2: PURPOSE OF THESE RULES

These rules describe the way the Fellowship Intellectual Property Trust is to be administered. They describe the intellectual properties held by the Trust, the parties to the Trust, the rights and responsibilities of each of those parties, and the relationship between them. They also describe specific means by which the rights and responsibilities of the Trustee can be revoked and reassigned, and the procedure to be used in altering specific provisions of the Trust Instrument itself.

SECTION 3: PARTIES OF THE TRUST**Trustor: The Spiritual Fellowship of Narcotics Anonymous**

The Trustor is identified as all N.A. groups who are registered as such with the WSO, Inc. The Trustor, as owner of all intellectual properties including copyrights, trademarks, service marks, and other literature composing the Trust Property, is responsible for giving informed direction to the Trustee in carrying out its duties. The Trustor is also responsible for ensuring that instructions are carried out in accordance with the 12 Traditions of Narcotics Anonymous. The Trustor's specific rights and responsibilities are detailed in Article V of these rules.

Trustee: The World Service Conference

The World Service Conference of Narcotics Anonymous brings regional service representatives of the N.A. Fellowship together to consider matters affecting N.A. as a whole and to direct N.A.'s world services. As such, it is the Trustee of the Fellowship Intellectual Property Trust, and is responsible for obtaining approval from the Trustor of new and/or revised N.A. literature, trademarks, service marks, and other intellectual properties. The Trustee's specific rights and responsibilities are detailed in Article III of these rules.

The Trustee is responsible for overseeing operation of the World Service Office, Inc., (Agent), including proper registration of copyrights, trademarks, service marks, and other intellectual properties composing the Trust Property. The Trustee is responsible to hold and use those intellectual properties in the manner directed by, and in service to, the Trustor, the spiritual Fellowship of Narcotics Anonymous.

Beneficiary: The still-suffering addict(s)

Service in Narcotics Anonymous must always be for and to the addict who still suffers, known or unknown, current member or future member, who, by right of the disease of addiction, are entitled to all of the benefits of our service.

**ARTICLE II:
INTELLECTUAL PROPERTIES HELD IN TRUST****SECTION 1: TWELVE STEPS, TWELVE TRADITIONS**

By license agreement with Alcoholics Anonymous World Services, Inc., the Trust holds all rights to the Twelve Steps and Twelve Traditions as adapted for use by the Fellowship of Narcotics Anonymous, listed in Schedule A of these rules.

SECTION 2: OTHER LITERATURE

By assignment from the Trustor, the Trust holds all other literature approved directly by the Trustor and/or predecessors of the Trustor. Use of these properties is detailed in the Use Policy.

SECTION 3: TRADEMARKS, SERVICE MARKS

Trademarks and service marks held by the Trust include, but are not necessarily limited to, the name "Narcotics Anonymous," the stylized N.A. initials in a double circle, and the four-sided diamond enclosed in a circle. Use of these properties is detailed in the Use Policy in this document.

SECTION 4: COPYRIGHTS

The Trust holds the copyrights for all books, booklets, pamphlets, workbooks, audio and/or video recordings, and service guides, both in original and in translation, that have been approved by the World Service Conference or its predecessors, or are a "work in progress" by the WSCLC or other subcommittee. The Trust holds title to the copyrights for all volumes and numbers, both in original and in translation, of "The N.A. Way Magazine," a periodical publication created and directed by the World Service Conference. The Trust holds legal title to the copyrights for all literary works in progress, developed by the World Service Conference, its boards, and its committees.

**SECTION 5: NATURE OF OWNERSHIP OF
THE TRUST'S COPYRIGHTED LITERATURE**

The creation of all new or revised recovery literature for the benefit of the addict who still suffers is one tangible way of fulfilling the primary purpose of N.A. As such, its development, creation, revision, and approval shall be at the discretion and responsibility of the Trustor. The Trustee shall encourage full participation by the Fellowship to become involved in the process of literature development. Members or groups of members who take part in the creation of those properties do so as giftors in service to the Beneficiary of the Trust. No individual participant in any project designed to create or revise Trust literature will retain any claim of copyright with respect to their contributions thereto.

**ARTICLE III:
RIGHTS AND RESPONSIBILITIES
OF THE TRUSTEE****SECTION 1: GENERAL DUTIES AND RESPONSIBILITIES**

The World Service Conference of Narcotics Anonymous, Trustee of the Fellowship Intellectual Property Trust, is the service body responsible to provide services affecting the N.A. Fellowship as a whole. As such, the Trustee holds in trust "Conference-approved" N.A. literature, as approved by the Fellowship. The Trustee shall be responsible for the fiduciary trust of the Fellowship's property. The Trustee is directly responsible to the Trustor, and is obligated to follow direction from the Trustor. The Agent shall manufacture and sell products generated from Trust Properties, so long as the Agent's actions are consistent with the directions of the Trustor.

SECTION 2: PREDECESSOR TO THE WORLD SERVICE CONFERENCE

The World Service Board of Trustees of Narcotics Anonymous and its agents, from its founding until the first meeting of the World Service Conference on November 13, 1976, had authority to deliver services affecting the N.A. Fellowship as a whole. Upon the creation of the World Service Conference, the World Service Board of Trustee's responsibilities in these matters passed to the Conference.

SECTION 3: WSC BOARDS AND COMMITTEES

The World Service Conference of Narcotics Anonymous often accomplishes its tasks, including those tasks having to do with the Trust, through boards and committees. The Conference, as directed by the spiritual Fellowship of N.A., may dissolve existing boards and committees and create new boards and committees. The Conference may select the leadership and composition of its boards and committees. The Conference may delegate portions of its responsibilities to its boards and committees. However, in all matters and at all times, these boards and committees are subject to the direction of the 12 Traditions of N.A. and the Trustor.

The specific purpose, function, and composition of each of the Conference's standing boards and committees, and the relationship between them and the Conference, is described in the relevant Conference-approved guidelines and handbooks. The Conference regulates its ad hoc committees through motions passed at its annual meeting, recorded in its minutes.

**SECTION 4: ADDITION, REVISION, OR DELETION OF
PROPERTIES FROM THE TRUST BY THE TRUSTEE**

Following approval by the Trustor, the Trustee may add properties to the Trust, delete properties from the Trust, or revise the content or nature of the Trust, as described in the Use Policy contained in this document.

**ARTICLE IV:
RIGHTS AND RESPONSIBILITIES
OF THE AGENT****SECTION 1: AGENT'S RELATIONSHIP TO TRUSTEE AND TRUSTOR**

The World Service Office, Inc., is a service entity which functions within the totality and under the direction of the spiritual Fellowship of Narcotics Anonymous, and in doing so, endorses the aims, goals, and purpose of the Fellowship. The Agent, including its directors, officers, and employees, is and shall be subject to, and will abide by, the Twelve Traditions of Narcotics Anonymous.

Further, the Agent shall abide by motions adopted and direction given it by the Trustee at each World Service Conference meeting, and shall implement decisions reached by the Trustee as they pertain to the administration of the Trust. This applies even to decisions reached by the Trustor which have the effect of modifying either the Trust Operational Rules or the Trust Instrument. It is herein specifically acknowledged that the Agent acts in a fiduciary in its dealings with the Trustee and Trustor.

No person or persons on the Board of Directors of WSO, Inc., nor any WSC committee member, chairperson, or member of the WSB, shall have the ability to act in a decision-making capacity in matters that affect the content or control of Trust Properties, nor approval of or revisions to Trust Properties.

SECTION 2: AGENT COMPENSATION

Directors and officers of the Agent shall serve without compensation, but may be reimbursed for reasonable expenses they incur in duties to the Trust. No director, officer, employee, or other person connected with the Agent, or any other private individual, shall receive at any time any of the net earnings or pecuniary profit generated by the Trust.

SECTION 3: REGISTRATION OF TRUST PROPERTIES

The Trustee shall authorize the Agent to take reasonable measures to protect the Trust's copyrights, trademarks, and service marks, both in their original forms and in their translated, adapted, or hybrid forms, as described in the Use Policy in this document.

SECTION 4: MANUFACTURE, DISTRIBUTION, AND SALE OF PRODUCTS

The Agent shall print, manufacture and/or reproduce, and sell products using Trust properties, and shall make available these products to the Trustor, Trustee, Beneficiary, and the general public. The Agent may enter into appropriate agreements and arrangements with third parties regarding the manufacture, distribution, and sale of products using Trust Products, heeding the primary purpose of the N.A. Fellowship.

SECTION 5: AGENT DUTIES AND POWER

With approval from the Trustee, the Agent may make the following decisions relative to administration of the Trust:

1. The Agent has discretion as to the manufacturing format of products generated from Trust Properties, including appearance, design, typeface, paper grade, binding, cover, ink, or other material.
2. The Agent manages business affairs related to the perpetuation of the Trust, including contracts, leases, licenses, covenants, manufacturing specifications, production quantities, and distribution. The nature and scope of such assistance shall be determined by the Trustor.

SECTION 6: DISBURSEMENT OF TRUST REVENUE

Except for the day to day activities of the WSO, Inc., the Trustee shall manage the income produced by sale of Trust Properties in such a manner as to further the purpose described in Article 1, Section 4, of the Trust Instrument.

SECTION 7: FUNCTION OF THE AGENT

From the revenues accruing from licenses, covenants, or sale of products generated from Trust Properties, the Agent shall provide services as directed by the Trustor, including but not limited to the following services:

1. The Agent shall continue to provide administrative, technical, and/or logistical services to the Fellowship of Narcotics Anonymous in whatever capacities the Trustor may desire or direct.
2. The Agent shall provide service to individual members and groups of members seeking recovery from addiction, and shall assist the general public in understanding addiction and the Narcotics Anonymous program for recovery from addiction. Such assistance shall be determined by the Trustor.
3. The Agent shall publish and distribute periodicals written or prepared by and/or for the Fellowship of Narcotics Anonymous as directed by the Trustor.
4. The Agent shall not utilize revenues generated from Trust Properties to engage in any activities or exercise any powers that are not in furtherance of the purposes described above.
5. The Agent shall continue to operate under guidance from its corporate by-laws and the 12 Traditions of Narcotics Anonymous.

SECTION 8: PROTECTION OF TRUST PROPERTIES

The Trustee shall have a duty and authority to protect the Trust Properties from infringement by outside parties. The Trustee will utilize the following process to proceed with protection of the Trust Properties.

1. Trustee will notify Trustor of any alleged infringements, as well as any preliminary actions taken by Trustee.
2. Before legal proceedings are initiated, the Agent will request that all infringing parties cease and desist their alleged infringement.
3. The Trustee will seek to resolve the infringement prior to filing formal litigation.
4. At least three-quarters of the World Service Board of Trustees, and three-quarters of the Literature Trust Board must approve a proposal to file suit.
5. Prior to filing, the Agent will report to the Trustee its intent to file infringement suit.
6. Once filed, settlement of infringement litigation shall be at the discretion of the Agent, the World Service Board of Trustees, and the Literature Trust Board.

Auditing

Each year, the Trustee shall contract with a certified public accountant who will conduct a review of the Trust's fiscal activity, provided the CPA has no connection in any manner with the N.A. Fellowship. Commencing from the implementation of this Trust, and henceforth every three years, the Agent will contract with a certified public accountant who will conduct a certified process audit to evaluate the internal policies and procedures used by the Agent, their effectiveness, and the Agent's adherence thereto. The results of these audits shall be published to the Trustee 90 days before its annual meeting, in addition to being available (for the cost of reproducing and mailing) to any individual member who requests it.

Reporting

Each year, the Agent shall give a full written report of its activities to the Trustee. This report shall be delivered to all voting participants of the World Service Conference at least 90 days before its annual meeting, and shall be available at cost or less to any N.A. member. This report shall include:

1. A review audit of the Trust for the previous year. Additionally, every three years it shall include a process audit of the Trustee's fiscal management procedures.
2. A description of all Agent's activities and project-descriptions funded from proceeds generated by the Trust in the previous year.
3. A budget, priorities, and project-description for Agent activities planned for the coming year.

**ARTICLE IV:
RIGHTS AND RESPONSIBILITIES
OF THE TRUSTOR**

SECTION 1: USE OF TRUST PROPERTIES

The spiritual Fellowship of Narcotics Anonymous, Trustor of the Fellowship Intellectual Property Trust, is the body which is responsible for decisions made that affects the N.A. Fellowship as a whole. As such, the Trustor has sole authority to approve any revision of the N.A. Fellowship's adaptation of the Twelve Steps and Twelve Traditions. The Trustor has sole authority to develop, direct and approve the creation and revision of books, booklets, informational pamphlets, service guides, periodicals, etc., for the N.A. Fellowship. The Trustor has sole authority to create or revise trademarks and service marks for the N.A. Fellowship.

Reproductions of all Trust Properties, including N.A.'s adapted Twelve Steps and Twelve Traditions, WSC-approved literature, trademarks and service marks are available for the use of the spiritual Fellowship of Narcotics Anonymous. See Use Policy of this document for explanation of legal right to produce or reproduce any Trust Properties.

SECTION 2: TRUSTOR IMPACT ON THE TRUST

The Trustor takes great part in decisions affecting the Trust, as described in the Use Policy of this Document.

SECTION 3: INSPECTION OF TRUSTEE AND AGENT ACTIVITIES

Conditions of inspection

Bi-yearly in the month of March, two regional service committees shall be selected at random to inspect the records and operations of the Trust on behalf of the Trustor. Each regional service committee shall choose its own trusted servant to conduct the inspection. The cost shall be reimbursed from revenue generated from Trust Property sales. The regional servants shall mutually select two members of the World Service Board of Trustees for inclusion on the inspection team. These two members shall facilitate and enable full disclosure in the inspection. The Agent shall designate an employee or other person to facilitate the inspection. The inspection team may examine any or all aspects of the Trustee's or Agent's operations, including all records.

Report of inspection

1. The representatives from the two regional service committees will develop a report of the team's inspection. This report will include full documentation of the inspection team's findings.
2. The final report will then be published in the next "Conference Report" that immediately follows the inspection.

**ARTICLE V:
REVOCATION AND REASSIGNMENT OF THE
AGENT'S RIGHTS AND RESPONSIBILITIES**

SECTION 1: CONSIDERATION OF REVOCATION

The Trustee and or Agent's rights and responsibilities may be revoked and reassigned to another party(ies) by the Trustor, or may be assigned to additional agents by the Trustor, providing the following conditions are met:

1. A written petition to revoke the rights and responsibilities of the Trustee or Agent must be submitted to the WSC Administrative Committee. To be considered, the petition must meet one of the following two sets of conditions:

Either the petition must be signed by one-third of the regional service committees recognized as voting participants in the most recent annual meeting of the World Service Conference.

Or the petition must be signed by the World Service Board of Trustees. The motion to submit the petition must have been approved by no less than two-thirds of the members of the World Service Board of Trustees.

2. In order to be considered at any given annual meeting of the World Service Conference, such a petition must be received before December 31 of the previous year, allowing time for the petition to be distributed to the N.A. Fellowship.
3. If the above criteria are met, the petition will be placed on the agenda of the next annual meeting of the World Service Conference. Statements of the petitioners will be published with the petition itself in the *Conference Agenda Report*.

SECTION 2: REVOCATION PROCESS

1. A simple majority of the regional service representatives voting at the World Service Conference must approve before proceeding with the revocation process.
2. An ad hoc committee will be appointed by the chairperson of the Conference. The committee will consist of the following:
 - A. Four regional service representatives
 - B. The chairperson of the Board of Directors of the Agent
 - C. One member of the WSC Administrative Committee
 - D. Two members of the World Service Board of Trustees, one of whom will chair the committee.
3. This committee will host at least two open forums during the upcoming year to solicit and receive Fellowship input, and will provide accounts of those forums in the *Conference Report*.
4. In addition to those forums, the committee will meet at least twice, with conference calls as necessary, and will provide timely accounts of its progress to the Fellowship.

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5. At the conclusion of the year, this committee will prepare a written report to be included in the *Conference Agenda Report*, along with any motions and/or petitioner's report related to the proposed revocation.
6. Any World Service Conference motion to revoke the Agent's rights and responsibilities will require approval of two-thirds of the registered regions.

SECTION 3: REASSIGNMENT OF AGENT RESPONSIBILITIES

Should the Agent's rights and responsibilities be revoked, the Trustor will immediately direct the Trustee to assign those rights and responsibilities either to the Trustee or to the entity the Trustor wishes to administer the Trust. The Agent shall comply immediately with such direction.

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**ARTICLE VI:
REVISION OF TRUST RULES AND
INSTRUMENT**

SECTION 1: REVISION OF TRUST OPERATIONAL RULES

The Trust Operational Rules may be revised by the Trustor under the procedures normally applied to changes in Trustor policy.

SECTION 2: REVISION OF TRUST INSTRUMENT

Provisions of the Trust Instrument may be changed only under the following conditions:

1. Any motion to review proposed revisions to the Trust Instrument must originate only from an RSR who is acting at the direction of their RSC, and such motion must receive the approval of a majority of registered regions.
2. After such review is approved, proposed revisions will be open for a six-month review and input period, after which the proposed revisions will be presented in the Conference Agenda Report for action.
3. A motion to adopt any proposed revisions to the Trust Instrument will require three-fourths (3/4) approval of registered regions.

**SCHEDULE A
TWELVE STEPS AND TWELVE TRADITIONS, AS
ADAPTED FOR USE BY THE FELLOWSHIP OF
NARCOTICS ANONYMOUS**

License to adapt the Twelve Steps and Twelve Traditions for use by the spiritual Fellowship of Narcotics Anonymous granted by Alcoholic Anonymous World Services, Inc.

TWELVE STEPS

1. We admitted that we were powerless over our addiction, that our lives had become unmanageable.
2. We came to believe that a Power greater than ourselves could restore us to sanity.
3. We made a decision to turn our will and our lives over to the care of God as we *understood Him*.
4. We made a searching and fearless moral inventory of ourselves.
5. We admitted to God, to ourselves, and to another human being the exact nature of our wrongs.
6. We were entirely ready to have God remove all these defects of character.
7. We humbly asked Him to remove our shortcomings.
8. We made a list of all persons we had harmed, and became willing to make amends to them all.
9. We made direct amends to such people wherever possible, except when to do so would injure them or others.
10. We continued to take personal inventory and when we were wrong promptly admitted it.
11. We sought through prayer and meditation to improve our conscious contact with God as we *understood Him*, praying only for knowledge of His will for us and the power to carry that out.
12. Having had a spiritual awakening as a result of these steps, we tried to carry this message to addicts, and to practice these principles in all our affairs.

TWELVE TRADITIONS

1. Our common welfare should come first; personal recovery depends on N.A. unity.
2. For our group purpose there is but one ultimate authority--a loving God as He may express Himself in our group conscience. Our leaders are but trusted servants; they do not govern.
3. The only requirement for membership is a desire to stop using.
4. Each group should be autonomous except in matters affecting other groups or N.A. as a whole.
5. Each group has but one primary purpose--to carry the message to the addict who still suffers.
6. An N.A. group ought never endorse, finance, or lend the N.A. name to any related facility or outside enterprise, lest problems of money, property, or prestige divert us from our primary purpose.
7. Every N.A. group ought to be fully self-supporting, declining outside contributions.
8. Narcotics Anonymous should remain forever nonprofessional, but our service centers may employ special workers.
9. N.A., as such, ought never be organized; but we may create service boards or committees directly responsible to those they serve.
10. Narcotics Anonymous has no opinion on outside issues; hence the N.A. name ought never be drawn into public controversy.
11. Our public relations policy is based on attraction rather than promotion; we need always maintain personal anonymity at the level of press, radio, and films.
12. Anonymity is the spiritual foundation of all our traditions, ever reminding us to place principles before personalities.

USE POLICY

ARTICLE I: RIGHTS TO DEVELOP AND PRINT LITERATURE

Section 1: Literature written by groups

In cases of literature written by an N.A. group, that group reserves the right to print, copy, and use that literature for its group purpose, as determined by group conscience. This may include, but is not limited to, pamphlets, meeting lists, newcomers packets, flyers, physical merchandise, etc. Unless or until that literature is released to the World Service Conference Literature Committee (or other board or committee), that literature belongs to the N.A. group who produced it. Other groups may utilize and/or reproduce this literature, so long as it is not sold, produced for profit, or used for reasons other than fulfilling the group's primary purpose.

In cases of WSC Conference approved literature, an N.A. group may, as it deems necessary, reproduce and/or utilize Conference-approved literature at its own discretion, provided that it is for the use of the group and its members only. This literature may not be sold, produced for profit, or used for reasons other than fulfilling the group's primary purpose. Other groups may choose to utilize this literature, so long as it is not sold, produced for profit, or used for reasons other than fulfilling the group's primary purpose.

Section 2: Original literature written by service committees

In cases of literature written by a Literature Committee of an Area or Regional Service Committee, that committee reserves the right to print, copy, and use that literature to fulfill the primary purpose of the group: to carry the message to the addict who still suffers. Unless or until that literature is released to the World Service Conference Literature Committee (or other board or committee), the literature belongs to the ASC or RSC who produced it. N.A. groups, or other ASCs or RSCs may utilize and/or reproduce this literature, so long as it is not sold, produced for profit, or used for reasons other than fulfilling the groups' primary purpose.

ARTICLE 2: REVISION(S) OF LITERATURE

World Service Conference approved literature belongs to the spiritual fellowship of Narcotics Anonymous as a whole. Changes proposed to the concept or wording of WSC-approved literature, including recovery literature, service guides, informational pamphlets and other literature for Fellowship-wide use shall be made with the consent and 2/3 majority vote of the Fellowship in this manner:

- 1) Proposed changes to literature will be compiled yearly by the WSCLC at the World Service Conference. All proposed changes, including the old language and the section or paragraph in which it is found, will be mailed to each registered Area Service Committee the first week of July, with a return date of October 1. All N.A. groups shall be encouraged to participate in the voting procedure.
- 2) The ballots shall consist of a self-addressed, stamped postcard which has the area's identification number on it, and numbers or

letters assigned to each proposed change in the literature. Each number shall have "yes," "no," and "abstain" space in which to record the area's vote, along with a blank for brief comments.

- 3) Proposed changes to N.A.'s "12 Steps," "12 Traditions" or "Basic Text" shall be made and approved by a 4/5 majority of all registered groups.

Final approval of new N.A. literature, which has been through development, input and review periods, will be made by 2/3 of registered groups in this manner:

- 1) Proposed literature will be compiled yearly by the WSCLC and sent to each registered N.A. Area Service Committee. This literature will be available for all groups to read and review.
- 2) Ballots shall be mailed along with proposed literature to each registered N.A. group. Ballots shall consist of self-addressed, stamped postcard which has the group's registration number on it, and numbers assigned to each piece of proposed literature. Ballots shall include, if necessary, corresponding numbers for large books that were sent to the ASC. Each number shall have "yes," "no," "abstain," and a space for brief comments.
- 3) Ballots and literature shall be mailed the first week of July, with a return date of November 1.

SECTION 3: USE OF TRADEMARKS, LOGOS, SERVICE MARKS

Use of logos and trademarks:

All physical property developed and produced by the WSO, Inc. belongs, in effect, to the Trustee. This shall include, but not limited to: calendars, mugs, book covers, etc.

The N.A. logo, trademark, service marks, and hybrids thereof belong to the spiritual Fellowship of Narcotics Anonymous. Any group, ASC, RSC, or board or committee may make use of the logo, provided it is not used for reasons other than fulfilling the Fellowship's primary purpose, mindful of the 7th Tradition.

The World Service Office, Inc., is a service center for the N.A. fellowship. Its rights and responsibilities include: printing, producing, copying, distributing conference-approved literature. Its rights and responsibilities **DO NOT INCLUDE**: managing, making profitable, mortgaging, pledging, loaning, lending, or otherwise controlling the content, price, development or "profitability" of N.A. literature. The Agent has the right to determine quality and quantity of printing, methods of distribution, and other "non-decision-making" aspects regarding the content of N.A. literature.

The Fellowship must be informed that the law firm represents the interests of the WSO, Inc. (Agent), and not of the Fellowship (Beneficiary). The Beneficiary must be entitled to legal counsel of its own to represent the interests of the N.A. Fellowship.

Individual use or sale of N.A. logo items:

Literature Trust Board: This Board shall be responsible for compiling information, storing correspondence, preparing reports, and otherwise serving the N.A. Fellowship. Formed to consist initially of twelve people, at least half of whom were among those who helped to write the Basic Text. This panel would be charged with three responsibilities:

- 1) Solicit and act upon mature fellowship input regarding the conservation, maintenance, and development of our literature and property.
- 2) Be a non-voting participant at WSO BOD meetings, with veto power on actions affecting the fellowship's literature property. (By veto, meaning to hold off proposed action until approval is obtained by Trustee)
- 3) Foster open fellowship-wide communication and continuation of the literature development process.

Board is entitled to separate legal counsel, independent of Agent's legal counsel.

Interim decisions made by board may be ratified by WSC.

Select this panel by getting volunteers from those registered at world literature conferences. All the members that were registered at world lit conferences could be contacted and elect the panel by a mail ballot. Serve for up to two six-year terms. Replacements to this panel could possibly be selected by the panel so that there would be a continuity of service.

Enforcement against "infringers":

General notes:

The background statement needs to be focused on the fellowship rather than services, and most particularly, that portion of the fellowship exemplified by the four literature conferences prior to 1981. The composition of the literature committee, the process that was happening then, etc. It needs a simple description of the bond of trust that does exist between the spiritual fellowship of N.A., and its services, including ASCs, RSCs, WSC, WSB and their agents, primary service center, WSO. The 1981 Literature Committee and those four conferences were something that happened in the fellowship, and was a phenomenon that didn't have a precedent and hasn't happened since.

In case of "no go" on the ASCs and groups voting on new or revised literature, must include RSR-only vote on literature approval.

28. That the WSC strongly recommend to the WSO Board of Directors that they change the booklet style of the booklet An Introductory Guide to Narcotics Anonymous to a less expensive booklet style similar to the booklet Twelve Concepts for NA Service and reduce the price to \$1.00 or less.

Intent: See item in Conference Report, January 1993, per region's request.

Maker: New Jersey Region

29. That the WSC Literature Committee separate the IP Recovery and Relapse into an IP on Recovery and Relapse and an IP on We Do Recover and put both IPs out for review and input.

Intent: To have a better IP on Recovery and Relapse and an IP on We Do Recover.

Maker: New Jersey Region

30. When the WSC creates ad hoc committees, it will do so for specified periods of either one or two years. At the end of the specified period, such a committee automatically ceases to exist unless specifically reauthorized by two-thirds of conference participants. Reauthorization will be for no more than one year at a time.

Intent: To incorporate sunset provisions into the creation of ad hoc committees and thereby ensure that they do not outlast the conference's clear conviction of their usefulness.

Maker: New Jersey Region

31. To change the Fellowship Intellectual Property Trust; the Trustor, Trustee, and the Beneficiary to as follows: Members of the Fellowship of NA are the owner, settlor, and trustor. The WSC is the trustee of the trust. The still-suffering addict is the beneficiary.

Intent: To ensure that the member/groups of NA have sole proprietorship of the Fellowship Intellectual Property Trust.

Maker: New Jersey Region

32. To table the Fellowship Intellectual Property Trust to after the Guide to Service is completed and approved.

Intent: So the fellowship can see what the service structure will look like and how the property trust will fit in that service structure.

Maker: New Jersey Region

use or distribution within the context of an NA recovery meeting. Service materials should be taken to mean those materials intended primarily for use within the context of an NA service board or committee. However, note that NA service handbooks and other service materials approved by NA's World Service Conference are specifically excluded from the purview of this trust.' " AMENDMENT CARRIED BY STANDING VOTE. YES-57; NO-19.

It was M/S/F Mike C. (RSR, Mountaineer)/Bart D. (RSR, Colorado) "To commit all amendments and the original document to the RSR working group and the World Service Board of Trustees for one year, to appear in the 1994 *Conference Agenda Report*." MOTION FAILED BY VOICE VOTE, then by standing vote resulting in YES-33; NO-43; ABSTENTIONS-0; after the following:

It was M/S/F Oliver N. (RSR, German Speaking)/Rick M. (RSR-A, Michigan) "To reconsider motions #51 and #52." MOTION FAILED FOR LACK OF 2/3 MAJORITY BY VOICE VOTE.

AMENDMENT to the motion to commit: It was M/S/F Bud K. (WSC Policy Chairperson)/Roy D. (RSR, Buckeye) "To include a review and input period." AMENDMENT FAILED BY VOICE VOTE.

It was M/S/C Alden I. (WSC Literature Vice Chairperson)/Mike C. (RSR, Mountaineer) "To call the question on all pending amendments and the main motion." MOTION CARRIED BY VOICE VOTE. *Note: This motion required the conference to vote on all pending amendments and the main motion #3 without consideration of any other amendment. In the interest of fairness to those RSRs who had not been able to bring amendments to the floor, a less formal approach was subsequently suggested and accepted so that all amendments could be heard (see next page).*

Roll call vote (#3) on motion #3 as amended: Alabama/NW Florida-YES; Alsask-ABSTAIN; Argentina-YES; Arizona-YES; Arkansas-NO; Best Little Region-YES; Brazil-YES; British Columbia-YES; Buckeye-NO; California Mid-State-ABSTAIN; Carolina-YES; Central California-YES; Chesapeake/Potomac-NO; Chicagoland-YES; Colombia-YES; Colorado-YES; Connecticut-YES; Florida-YES; France-YES; Free State-YES; Georgia-YES; Greater Illinois-NO; Greater New York-YES; Greater Philadelphia-NO; Hawaii-YES; Indiana-YES; Iowa-NO; Japan-YES; Kentuckiana-NO; Lone Star-YES; Louisiana-NO; Michigan-YES; Mid-America-YES; Mid-Atlantic-ABSTAIN; Mississippi-YES; Mountain Valley-YES; Mountaineer-YES; Nebraska-NO; New England-YES; New Jersey-NO; New Mexico-NO; North East Atlantic-YES; Northern California-YES; Northern New England-YES; Northern New Jersey-YES; Ohio-YES; OK Region-YES; Ontario-YES; Pacific Cascade-YES; Panama-YES; Peru-YES; Philippines-YES; Portugal-YES; Quebec-YES; Region of the Virginians-NO; San Diego/Imperial-YES; Show-Me-YES; Sierra Sage-YES; South Florida-YES; Southern California-YES; Southern Idaho-YES; Southern Nevada-YES; Sweden-YES; UK-YES; Upper Midwest-YES; Upper Rocky Mountain-NO; Utah-YES; Volunteer-YES; Washington/N. Idaho-YES; Bob McK. (WSB)-NO; Pete C. (WSB)-NO. The results of the roll call vote: YES-53; NO-15; ABSTENTIONS-3.

It was M/S/F Matt V. (RSR, S. Florida)/Mike P. (RSR, Mid-Atlantic) "To reconsider something previously adopted, motion #3." MOTION FAILED BY VOICE VOTE.

Note: Conference participants expressed their support for the suggestion to decide on the amendments before thinking about reconsidering motion #3. By consensus of the conference, amendments to motion #3, as previously amended and adopted, that were not previously considered were then in order.

AMENDMENT: It was M/S/C Matt V. (RSR, S. Florida)/Roy D. (RSR, Buckeye) motion #91. "Remove paragraph 2 and 3 of the readers notes in the Fellowship Intellectual Property Trust." AMENDMENT CARRIED BY VOICE VOTE.

AMENDMENT: It was M/S/F Mark (RSR-A) *Mickey refused to Return* New Jersey)/Duane H. (RSR, New Mexico) motion #32. "To table the Fellowship Intellectual Property Trust to after the *Guide to Service* is completed and approved." AMENDMENT FAILED BY VOICE VOTE.

Duane H. (RSR, New Mexico) discussed motion #101: "Amendment to motion #3, division of question, Operation Rules, to consider separate parts, Article IV, Section 7 and Instrument, Article V, Section 4, Items 3, 4, 5, 6." No action was taken.

AMENDMENT: It was M/S/F John H. (RSR-2, Wisconsin)/Earl P. (RSR-A, Greater Illinois) motion #132. "That the Fellowship Intellectual Property Trust be held in abeyance for one year; to be sent out to the fellowship for ratification." AMENDMENT FAILED BY VOICE VOTE.

AMENDMENT: It was M/S/F Mark M. (RSR-A, New Jersey)/Roy D. (RSR, Buckeye) motion #31. "To change the Fellowship Intellectual Property Trust; the Trustor, Trustee, and the Beneficiary to as follows: Members of the Fellowship of NA are the owner, settlor, and trustor. The WSC is the trustee of the trust. The still-suffering addict is the beneficiary." AMENDMENT FAILED BY VOICE VOTE.

It was M/C World Service Board of Trustees motion #4. "To approve Addendum C, 'Internal Use of NA Intellectual Property.' " MOTION AS AMENDED CARRIED BY ROLL CALL VOTE (see roll call vote #4 below). YES-69; NO-4; ABSTENTIONS-1, after the following:

With no objections heard, the following three amendments (54, 55, and 56) were considered as one:

Motion #54. "Amendment to motion #4--To change the word 'literature' to read 'recovery literature' wherever it appears in the proposed policy on the 'internal use of NA intellectual property,' except in references to the 'NA Fellowship approved literature' trademark."

Motion #55. "Amendment to motion #4--To add the following language to the fourth paragraph of page C-1, immediately preceding 'use by NA groups,' 'This is a policy affecting the use of NA intellectual property within the NA Fellowship. By clarifying the

right to use this property, it by no means conveys any ownership of NA's intellectual property."

Motion #56. "Amendment to motion #4--To add the following clause to page C-4: '4. the copyright for the item being reproduced should be shown prominently as follows: copyright (c) [year], World Service Office, Inc. reprinted by permission. All rights reserved.' "

2nd Vote - After Dinner

AMENDMENTS #54, #55, & #56 CARRIED BY VOICE VOTE.

Roll call vote (#4): Alabama/NW Florida-YES; Alsask-YES; Aotearoa New Zealand-YES; Argentina-YES; Arizona-YES; Arkansas-YES; Australian-YES; Best Little Region-YES; Brazil-YES; British Columbia-YES; Buckeye-NO; California Mid-State-ABSTAIN; Carolina-YES; Central California-YES; Chesapeake/Potomac-YES; Chicagoland-YES; Colombia-YES; Colorado-YES; Connecticut-YES; Florida-YES; France-YES; Free State-YES; Georgia-YES; German Speaking Region-YES; Greater Illinois-NO; Greater New York-YES; Greater Philadelphia-YES; Hawaii-YES; Indiana-YES; Iowa-NO; Israel-YES; Italy-YES; Kentuckiana-NO; Lone Star-YES; Louisiana-YES; Michigan-YES; Mid-America-YES; Mid-Atlantic-YES; Mississippi-YES; Mountain Valley-YES; Mountaineer-YES; Nebraska-YES; New England-YES; New Jersey-YES; New Mexico-YES; North East Atlantic-YES; Northern California-YES; Northern New England-YES; Northern New Jersey-YES; Ohio-YES; OK Region-YES; Ontario-YES; Pacific Cascade-YES; Panama-YES; Philippines-YES; Portugal-YES; Quebec-YES; Region of the Virginians-YES; San Diego/Imperial-YES; Show-Me-YES; Sierra Sage-YES; South Florida-YES; Southern California-YES; Southern Idaho-YES; Southern Nevada-YES; Sweden-YES; Tri-State-YES; UK-YES; Upper Midwest-YES; Upper Rocky Mountain-YES; Utah-YES; Volunteer-YES; Washington/N. Idaho-YES; Wisconsin-YES. The results of the roll call vote: YES-69 NO-4; ABSTENTION-1.

It was M/C World Service Board of Trustees motion #5. "To rescind the motion approved on May 3, 1981, that reads as follows: The name, Narcotics Anonymous, cannot be used on fliers for dances, conventions, etc. The symbol (NA) can be used on fliers (TWGSS '92, pg. 25)." MOTION CARRIED BY 2/3 MAJORITY VOICE VOTE.

It was M/C World Service Board of Trustees motion #6. "To delete from the last sentence of the first paragraph of the WSB Operational Procedures the words 'do represent' and replace them with 'strive to be representative of' (TWGSS '92 pg. 13)." MOTION CARRIED BY 2/3 MAJORITY VOICE VOTE.

It was M/C World Service Board of Trustees motion #8. "We recommend the continuation of shared membership between the World Service Board of Trustees and the WSO Board of Directors for the next year as a means of facilitating communication between the two boards. However, we recognize that a permanent resolution of our communication difficulties will be found only in a combined board." MOTION AS AMENDED CARRIED BY VOICE VOTE.