



OFFICE OF THE ELECTION OFFICER
% INTERNATIONAL BROTHERHOOD OF TEAMSTERS
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November 16, 1990

Michael H Holland
Election Officer

Chicago Office
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343 South Dearborn Street
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Patrick Clement
4688 South 112th Street
Greenfield, WI 53228-2525

William D. Joyce
Secretary-Treasurer
IBT Local Union 710
4217 South Halsted Street
Chicago, IL 60609

Walter Shea
Fifth Vice President
I.B.T.
25 Louisiana Ave, N.W.
Washington, D.C. 20001

Daniel C. Liguoris
Tenth Vice President
I.B.T.
300 S. Ashland Avenue
Chicago, IL 60607

Re: Election Office Case No P-030-LU710-CHI

Gentlemen:

A pre-election protest was filed pursuant to Article XI of the Rules for the IBT International Union Delegate and Officer Election, revised August 1, 1990 ("Election Rules"). The complainant, Patrick Clement, alleges in his protest that the Secretary-Treasurer of Local Union 710, William D. Joyce, violated the Election Rules as a result of statements made in a Local Union 710 membership meeting. The complainant also alleges that the Election Rules were violated when the Local Union membership meetings for December, 1990 and January, 1991 were adjourned. The Election Officer's investigation revealed the following facts.

On October 28, 1990, at the regular monthly membership meeting of Local Union 710, William Joyce stated that, while he was not campaigning, there was going to be a press conference to announce that Walter Shea and Dan Liguoris were running for International Union President and International Union Secretary-Treasurer, respectively, and that Joyce had been asked to run for the position of International Vice President. Joyce made no further statement regarding the election of International Union Officers. Also during the meeting a motion was made to suspend the regular monthly meetings of the Local Union, which are held on the third Sunday of the month, because of the holidays. That motion was adopted by a vote of the members present.

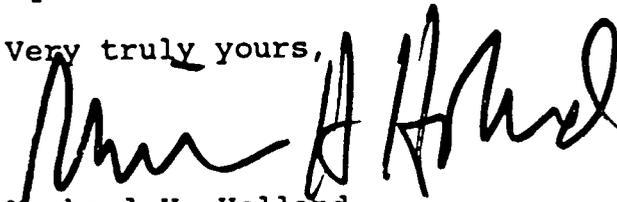
The Election Officer finds that the simple statement by a Local Union official that he is considering running for International Union office along with two other individuals is not campaigning within the meaning of the Election Rules. Campaigning

involves an effort to influence the election of a candidate by soliciting support for, or opposition to, that candidate. Mr Joyce did not attempt to solicit support from the members of the local for himself or for the other candidates mentioned.

The Election Officer also finds that the suspension of the Local Union 710 membership meetings for the months of December and January did not violate the Election Rules. The stated reason for suspending those meeting was because of the holidays. The regular November membership meeting falls during the Thanksgiving week end and the regular December meeting is scheduled of two days before Christmas. A motion was made to suspend the November and December meetings and that motion was approved by the members present at the October membership meeting.

If any interested party is not satisfied with this determination, they may request a hearing before the Independent Administrator within twenty-four (24) hours of their receipt of this letter. The parties are reminded that, absent extraordinary circumstances, no party may rely upon evidence that was not presented to the Office of the Election Officer in any such appeal. Requests for a hearing shall be made in writing, and shall be served on Independent Administrator Frederick B. Lacey at LeBoeuf, Lamb, Leiby & MacRae, One Gateway Center, Newark, New Jersey 07102-5311, Facsimile (201) 622-6693. Copies of the request for hearing must be served on the parties listed above, as well as upon the Election Officer, IBT, 25 Louisiana Avenue, N.W., Washington, D. C. 20001, Facsimile (202) 624-8792. A copy of the protest must accompany the request for a hearing.

Very truly yours,



Michael H. Holland
Election Officer

cc: Frederick B. Lacey, Independent Administrator, IBT
Julie Hamos, Regional Coordinator