

OFFICE OF THE ELECTION OFFICER  
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26/SCE

Michael H. Holland  
Election Officer

November 12, 1991

Chicago Office:  
% Cornfield and Feldman  
343 South Dearborn Street  
Chicago, IL 60604  
(312) 922-2800

**VIA UPS OVERNIGHT**

John G. Reed  
1112 S. 18th Street  
Pekin, IL 61554

Bill Bounds  
President  
IBT Local Union 26  
610 N. Logan  
Danville, IL 61832

**Re: Election Office Case No. P-1051-LU26-SCE**

Gentlemen:

This is a protest filed pursuant to the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 ("*Rules*") by John G. Reed, a member of Local 26. Mr. Reed contends that Local 26 violated the *Rules* by sending and paying the expenses of its alternate delegate and two guests to attend the 1991 IBT International Union Convention. The protest was investigated by Regional Coordinator Peggy A. Hillman.

The Local Union Election Plan submitted by Local Union 26 in compliance with Article II, §§ 2(a) and (b) of the *Rules* provided that the Local Union would not pay the expenses of its alternate delegates to attend the 1991 IBT International Union Convention. The alternate delegate from Local 26 to the 1991 IBT International Union Convention was Ken Block, the Recording Secretary of Local 26. Mr. Block was unopposed for the alternate delegate position.

In May 1991, Local Union 26 voted to send and pay the expenses of its alternate delegate to attend the Convention. At the same time, the Local Union voted to send and pay the expenses of two guests, both members of the Local Union Executive Board, to attend the Convention.

In April 1991, the Election Officer issued an Advisory Regarding Conventions Expenses. The Advisory required Local Unions to send and pay the expenses for the total number of delegates and/or the total number of alternates indicated in the Local's approved Local Union Election Plan. The Advisory did not, however, prohibit a Local Union from sending and paying the expenses of alternate delegates even where the approved Local Union election plan did not so provide. For instance, the Advisory provides at pages 1-2 that "the Local Union may not send or pay the expenses of any member or guest unless it pays the expenses of all its alternate delegates as well as all its delegates, regardless of the terms of the Local Union Election Plan. The Advisory

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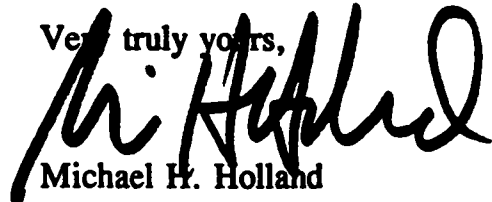
thus suggests that a Local Union may determine to send and pay the expenses of its alternate delegates to attend the 1991 IBT International Union Convention despite the fact that its approved Local Union Election Plan did not so provide.

In accordance therewith, the Election Officer has permitted Local Unions to send and pay the expenses of their alternate delegates to attend the Convention although the Local's approved Local Union Election Plan did not so provide. Further, if the Local Union sent and paid the expenses of its alternate delegates to attend the Convention, even where the approved Local Union Election Plan did not so provide, the Election Officer has permitted the Local to send and pay the expenses of guests to attend the Convention.

Local Union 26 did not violate the *Rules* by voting to send and pay the expenses of its alternate delegate and two guests to attend the 1991 IBT International Union Convention. Its actions were in accord with the requirement of the Advisory Regarding Convention Expenses issued by the Election Officer and prior decisions of the Election Officer. Accordingly, the protest is DENIED.

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

MHH/mjv

cc: Frederick B. Lacey, Independent Administrator  
Peggy A. Hillman, Regional Coordinator