

OFFICE OF THE ELECTION OFFICER
% INTERNATIONAL BROTHERHOOD OF TEAMSTERS
25 Louisiana Avenue, NW
Washington, DC 20001
(202) 624-8778
1-800-828-6496
Fax (202) 624-8792

Michael H Holland
Election Officer

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

January 2, 1990

VIA UPS OVERNIGHT

Johnny L. Lawrence
P.O. Box 551
Cherryville, NC 28021

Ronnie Candler
Secretary-Treasurer
IBT Local 61
2910 Highway 70 West
Hickory, NC 28602

Re: Election Office Case No. P-136-LU61-MID

Gentlemen:

The above protest was filed pursuant to Article XI, §1 of the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 ("Rules"). In his protest, Mr. Johnny Lawrence contends that the failure to place his name on the ballot as a candidate for delegate to the 1991 IBT International Convention is a violation of the Rules.

The investigation shows the following: Mr. Lawrence was properly nominated and seconded in writing for the position of delegate from Local 61. However, Mr. Lawrence did not attend the nominations meeting held by Local Union 61 on December 1, 1990, nor did he tender a written acceptance of his nomination. The Rules require that a member must accept his/her nomination at the time made either in person, or, if absent, in writing. Rules, Article II, §3(h).

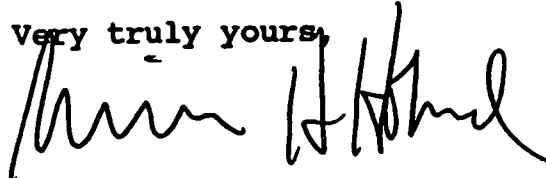
Since Mr. Lawrence failed to accept his nomination either in person or in writing, it follows that he is ineligible to run for delegate. Therefore, the protest is DENIED.

If any person is not satisfied with this determination, he may request a hearing before the Administrator within twenty-four (24) hours of his receipt of this letter. Such request shall be made in writing and shall be served on Administrator Frederick B. Lacey at LeBoeuf, Lamb, Leiby & MacRae, One Gateway Center, Newark, N.J.

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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. 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.

Very truly yours,

A handwritten signature in black ink, appearing to read "Michael H. Holland". The signature is written in a cursive style with a large initial "M" and "H".

Michael H. Holland

MHH/MJC/sst

cc: Mr. Frederick B. Lacey
Grant Crandall, Regional Coordinator