



OFFICE OF THE ELECTION OFFICER
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January 24, 1991

VIA UPS OVERNIGHT

Jerry Vincent
Secretary-Treasurer
IBT Local Union 783
7711 Beulah Church Rd.
Louisville, KY 40228

Terry Osborne
Recording Secretary
IBT Local Union 783
7711 Beulah Church Rd.
Louisville, KY 40228

Re: **90-ElecApp-36**
(P-191-LU783-SCE)

Gentlemen:

The decision of the Independent Administrator in 90-ElecApp-36, on your appeal of the Election Officer's decision in P-191-LU783-SCE, required that you jointly send a letter to an appropriate official of Kevin Lally's employer, Dean Foods, apologizing for your thoughtless conduct. The language contained in your letter to Mr. Carl Powell which purportedly evidences such apology does not convey the message intended; it does not comply with the remedy imposed by the Independent Administrator. In fact, the language of your letter suggests a deliberate attempt on your part to circumvent the remedy imposed.

Since the previous letter does not comply with the remedy imposed by the Independent Administrator, to insure such compliance, the following letter shall be reproduced verbatim and sent to Mr. Carl Powell of Dean Foods.

**Carl Powell
Dean Foods**

Dear Mr Powell:

The Election Officer and the Independent Administrator have determined that Mr. Kevin Lally did nothing wrong and that we the undersigned, Jerry Vincent and Terry Osborne, apologize for creating an incident brought on by thoughtless conduct on our part


Jerry Vincent, Secretary-Treasurer, Local Union 783

Terry Osborne, Recording Secretary, Local Union 783

The letter must be reproduced in the exact form as set forth above; nothing shall precede the language set forth above and nothing shall follow such language. As directed by the Independent Administrator in 90-ElecApp-36, the letter is to be dated, executed by both Messrs. Vincent and Osborne and sent to Mr Carl Powell.

A copy of this letter, when sent, is also to be sent to Mr. Lally, the Election Officer, and the Independent Administrator.

Very truly yours



Michael H. Holland

MHH/mca

**cc Frederick B Lacey, Independent Administrator
Peggy Hillman, Regional Coordinator**

**Mr Kevin Lally
1003 Oakridge Dr.
Lanesville, IN 47136**