



OFFICE OF THE ELECTION OFFICER  
% INTERNATIONAL BROTHERHOOD OF TEAMSTERS  
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*File*

Michael H Holland  
Election Officer

Chicago Office:  
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343 South Dearborn Street  
Chicago, IL 60604  
(312) 922 2800

January 14, 1991

**VIA UPS OVERNIGHT**

Arron Gully  
Secretary-Treasurer  
IBT Local Union 283  
1781 Waverly  
Trenton, MI 48183

George Vitale  
President  
IBT Local Union 283  
1625 Fort St.  
Wyandotte, MI 48192

Anita E Peek  
9374 Wildemere  
Detroit, MI 48206

Walter Quillico  
24951 Powers  
Dearborn Hts , MI 48125

Donald Stone  
170 W Gates  
Romeo, MI 48065

Linda Innis  
517 Rustic Lane  
Belleville, MI 48111

Ron Carey  
% Committee to Elect Ron Carey  
26 Bradford St.  
Charleston, WV 25301

**Re: Election Office Case No. P-212-LU283-MGN**

Gentlemen

A pre-election protest was timely filed pursuant to Article XI of the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 ("*Rules*"). In their protest, Mr Aaron Gully, Ms Anita Peek and Mr. Walter Quillico contend that the *Rules* have been violated because Local 283 member Donald Stone, a candidate for delegate, has improperly obtained the Local 283 membership list and illegally used the list for campaign mailings on behalf of his slate, and in support of the candidacy of Ron Carey.

Aaron Gully  
Page 2

On July 10, 1990, the Honorable David N. Edelstein issued an Opinion and Order which authorized the Election Officer to release a copy of the appropriate membership list to an accredited candidate thirty days before the date of an election.

On August 23, 1990, the Election Officer issued an Advisory on Membership List Distribution to Accredited Candidates. The Advisory clarifies that appropriate membership lists can be distributed by the Election Officer to accredited candidates thirty days before the first delegate and alternate delegate election which may affect the accredited candidate. The list may then be used to advance the accredited candidate's campaign for nomination and/or election as an International Union Officer

Before the accredited candidate receives the list, he must file an affidavit averring that he will not permit inspection or copying of the list by third parties. The candidate's campaign or campaign organization is not considered another third party. Further, the Advisory states that "use of the list to support delegate and alternate delegate candidacies will not constitute misuse of the membership list since such delegates and alternate delegates, if elected, may advance the campaign of the accredited candidate by their votes at the 1991 IBT International Convention."

In this case, the Election Officer has furnished the campaign of Ron Carey, an accredited candidate for International Office with the membership list in accordance with the Court Order. Thus, the use of the list to support campaigns for delegates and alternate delegates who support Mr. Carey is not a violation of the *Rules*. 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

Aaron Gully  
Page 3

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

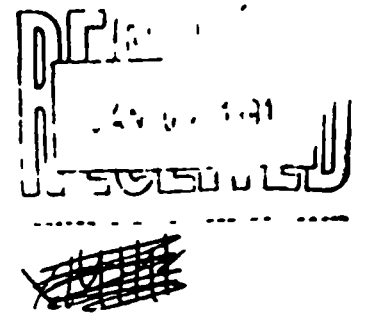
MHH/mca

cc. Frederick B Lacey, Independent Administrator  
James De Haan, Regional Coordinator

MHH  
M

283/MUN

January 4, 1991



Mr. Michael H. Holland  
Office of the Election Officer  
International Brotherhood of Teamsters  
25 Louisiana Avenue, N.W.  
Washington, D.C. 20001

Re. Teamster Local 283 Delegate  
Election

Dear Mr. Holland:

Pursuant to Article XI of the IBT Delegate and Officer Election Rules, we, the undersigned hereby protest the illegal use of the mailing list obtained by IBT Presidential Candidate, Ron Carey. We specifically protest the fact that Ron Carey has illegally taken the list which he obtained by being an accredited candidate and has distributed this list to various individuals in Local Unions running as delegates.

Specifically, IBT candidate Ron Carey has given to Donald Stone, a candidate for delegate in Teamster Local 283 Delegate Election, a list of the members of Teamster Local 283 from the list which he obtained from the IBT under your rules as an accredited candidate. This use of the membership is specifically prohibited by your rules and the election rules.

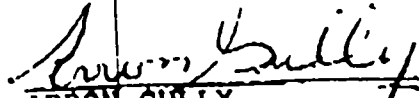
On Friday, January 4, 1991, we discovered that numerous members of Teamster Local 283 received mailings made by use of the Ron Carey IBT list which was given to Donald Stone and his slate. Members received literature prepared by Donald Stone and others and mailed directly by Donald Stone to the membership. Stone used the Carey membership list to obtain the names and addresses of the individual members of Teamster Local 283 so that he could mail his material directly to them.


We protest Donald Stone not following the specific rules of Article VI, Section 6 of the IBT election rules regarding mailing of campaign literature for the delegates election. Stone never approached the Secretary/Treasurer of Teamster Local 283 to make the mailings in question


Donald Stone and others have illegally and improperly obtained the membership list distributed to Ron Carey as an accredited candidate and Ron Carey, Donald Stone, Linda Innis and others are misusing the list by making improper and illegal mailings to the membership.

As a remedy, we hereby request that Donald Stone be ordered to cease and desist from this practice and that appropriate remedy should be fashioned by the Election Officer against Ron Carey, Donald Stone, Linda Innis and others who have participated in this practice.

Very truly yours,

  
ARRON GULLY

  
ANITA PEEK

  
WALTER QUILICO