



OFFICE OF THE ELECTION OFFICER  
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January 16, 1991

**VIA UPS OVERNIGHT**

Archie L Long  
1930 Ft Worth Street  
Grand Prairie, TX 75050

T. C Stone  
Secretary-Treasurer  
IBT Local Union 745  
1007 Jonelle Street  
Dallas, TX 75217

Cecil Suddreth  
2725 Binson Road  
Wylie, TX 75098

Re: Election Office Case No. P-219-LU745-SOU

Gentlemen

A pre-election protest has been timely filed pursuant to Article XI, of the Rules for the IBT International Union Delegate and Officer Election. In this protest Mr. Archie Long contends that the Rules have been violated because the Local Union failed to post the results of the nominations meeting on the Union Bulletin Board at Jack Cooper Auto Transport in Arlington, Texas.

The Rules require the Secretary-Treasurer of the Local Union to post the results of the Nominations Meeting no later than seven (7) days following the meeting Rules, Article II, Section 4

The investigation in this case shows that the results of the nominations meeting were posted and then removed. The protestor did not allege that the posting was removed by Local Union officers or agents. The investigation of the Election Officer was unable to identify who removed the original posting.

The nominations list was down for approximately two days. The Regional Coordinator contacted the Secretary-Treasurer of the Local about the posting, and the Secretary-Treasurer instructed the steward to repost the list of nominees behind glass. The Regional Coordinator has now confirmed that the list has been reposted.

Archie L. Long  
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Because the Local Union has made a good faith effort to secure the posting of the nominations list and because the length of time between the time the list was removed and the time it was reposted is relatively short, the Election Officer will not find a violation of the Rules. Accordingly, 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 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,

  
Michael H. Holland

cc Mr. Frederick B. Lacey  
Larry Daves, Regional Coordinator