



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 18, 1991

VIA UPS OVERNIGHT

George W Lark
4134 Eder Road
Baltimore, MD 21222

John Catlett
Secretary-Treasurer
IBT Local Union 639
3100 Ames Place, NE
Washington, DC 20018

Re: Election Office Case No. P-232-LU639-MID

Gentlemen

A pre-election protest was filed pursuant to Article XI of the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 (Election Rules) In his protest George Lark alleges that the Election Rules were violated by the publication in the November, 1990 issue of *Local Vocal* (a publication of Teamsters Local 639), an announcement of the Executive Board endorsement of R V. Durham, one of four announced candidates for the office of General President of the IBT. The protest alleges that the pictures and endorsement announcements of other candidates' campaigns have not been publicized by the newspaper.

This case has been investigated by the Election Officer During the investigation, the Respondent informed the Election Officer that Local 639 would provide coverage of the other announced candidates for IBT General President in its February, 1991 of the *Local Vocal* The article(s) will be comparable to the article that appeared covering R V Durham's candidacy and will be accompanied by photographs of the same dimensions as the photograph of Mr Durham Further, the article(s) will receive placement in the publication similar in prominence to the placement of the article here at issue and will appear on the front page of the publication Accordingly, I am accepting Local 639's proposal to publicize the candidacies of Walter Shea, Louis Riga, and Ron Carey as a settlement of this protest, since I find that such a proposal effectuates the purpose of the *Rules*

I am, however, retaining jurisdiction of the protest pending publication of hte February, 1991 issue of the *Local Vocal* If the article(s) as agreed to should not appear in that issue, the protest will be reinstated

George Lark
Page 2

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/mca

cc Frederick B Lacey, Independent Administrator
Grant Crandall, Regional Coordinator
Hugh Beins
Ron Carey
Louis Riga
Walter Shea