



OFFICE OF THE ELECTION OFFICER  
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Michael H Holland  
Election Officer

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January 17, 1991

**VIA UPS OVERNIGHT**

John W Braxton  
4712 Windsor Ave  
Philadelphia, PA 19143

Richard Opalesky  
Secretary-Treasurer  
IBT Local Union 623  
1911 So 24th St  
Philadelphia, PA 19145

**Re: Election Office Case No. P-238-LU623-PHL**

Gentlemen

A pre-election protest has been filed pursuant to Article XI of the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 ("*Rules*") The Complainant, John Braxton, seeks election as a delegate to the IBT International Convention He seeks to be designated on the delegate election ballot as a member of the Ron Carey slate, but would be the only member of that slate running for delegate He protests the decision which did not allow him to be designated as a member of a slate

The *Rules* do not allow "one-person slates " Slates are defined as "any grouping by mutual consent by mutual consent of two or more candidates *Rules*, Definitions 35, emphasis added Further, the relevant *Rules* refer consistently to slates of "candidates" which means that slates cannot consist of a single candidate See, e g , *Rules*, Article II, § 7, Article II, § 8 (a), Article VII, § 1

The Complainant asserts that another individual, Adrian Huff, was permitted to run as a one person slate This assertion is inaccurate Mr Huff ran as an independent candidate

Accordingly, for all of these reasons, 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

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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  
Peter V Marks, Sr , Regional Coordinator