



OFFICE OF THE ELECTION OFFICER
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Michael H Holland
Election Officer

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January 29, 1991

VIA UPS OVERNIGHT

Charles E Helton
Rt 5, Box 92
Pierce Drive
Ringgold, GA 30736

Carl Crawford
Secretary-Treasurer
IBT Local Union 515
4431 Bonny Oaks Dr.
Chattanooga, TN 37416

Bobby Logan
President
IBT Local 515
4431 Bonny Oaks Drive
Chattanooga, TN 37416

Re: Election Office Case No. P-343-LU515-SEC
P-371-LU515-SEC

Gentlemen:

The above-referenced 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 ("*Rules*") In his protest, Mr Charles Helton, a candidate for delegate to the 1991 IBT International Convention, contends that the Local Union has refused to allow him to use the Local Union non-profit bulk mail permit to mail his campaign literature and has required him to use observers or assistants during the mailing who are members of Local Union 515.

The Local Union told the Election Officer that the Post Office had never allowed the Local Union bulk mail permit to be used for intra-union election related materials, and its rule for campaign mailing was consistent with this restriction. The Local Union agreed, however, for the purposes of this campaign, that the campaign literature would contain disclaimers and the address of the campaign, but the envelope would contain the Local Union return address. This will enable all parties involved in the campaign to utilize the lowest postage rate available. The Local Union has also agreed that Mr. Helton can use volunteers of his choice to assist the clerical tasks associated with the

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mailing in accordance with the *Rules*.

The Election Officer resolves this protest in accordance with the foregoing.

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/ads

cc Frederick B Lacey, Independent Administrator
Donald H Williams, Regional Coordinator