



OFFICE OF THE ELECTION OFFICER
INTERNATIONAL BROTHERHOOD OF TEAMSTERS
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Michael H. Holland
Election Officer

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February 4, 1991

VIA UPS OVERNIGHT

Albert R. Brown
7159 S University
Chicago, IL 60619

William Joyce
Secretary-Treasurer
IBT Local Union 710
4217 S Halsted St.
Chicago, IL 60609

Daniel A. Tuffs, Jr.
7235 W 109th St.
Worth, IL 60544

Advanced Transportation Company
6767 West 75th Street
Bedford Park, IL

Re: Election Office Case No. **P-416-LU710-CHI**
P-419-LU710-CHI

Gentlemen:

A pre-election protest has been filed pursuant to Article II of the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 ("Rules"). The complainants, Albert Brown and Daniel A. Tuffs, allege that their employer denied them the right to post campaign literature on a general purpose bulletin board in the drivers' room of the Advanced Transportation terminal in Bedford Park, Illinois.

The investigation revealed that Mr. Brown and Mr. Tuffs, both Local 710 members and employees of Advance Transportation Company, requested and were denied the right to post campaign literature on an all-purpose bulletin board in the drivers' room in the Bedford Park, Illinois facility of the Company. Mr. Tuffs and Mr. Brown both advised that this all-purpose bulletin board is commonly used for advertising by both the Company and Union members to sell vehicles, personal property, membership in clubs, listing of dues payments, etc

The Company has agreed, consistent with the Election Officer's position, and consistent with its agreement in a similar matter, Election Office Case No P-215-LU26-SCE, to allow the posting of campaign materials on the general purpose bulletin boards in the Bedford Park, Illinois facility. This agreement is also consistent with a notice previously promulgated by the Election Officer notifying IBT members employed by Advance of their rights to engage in campaign activity. It is the determination of the

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Election Officer that this protest is **RESOLVED** 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
Julie E Hamos, Regional Coordinator
Leonard Kofkin, Esq
Fagel & Haber
140 South Dearborn Street,
14th Floor
Chicago, IL 60603