



OFFICE OF THE ELECTION OFFICER  
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Michael H Holland  
Election Officer

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February 15, 1991

**VIA UPS OVERNIGHT**

Pete Camarata  
19139 Kenosha  
Harper Woods, MI 48225

Rondal C. Owens  
President  
IBT Local Union 299  
2741 Trumbull Ave.  
Detroit, MI 48216

Re: Election Office Case No. P-491-LU299-MGN

Gentlemen

A pre-election protest was filed under Article XI, Section 1 of the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 ("*Rules*") by Pete Camarata, a member of Local 299. Mr. Camarata contends that the January 1991 Local 299 Newsletter features extensive material regarding the outcome of the Local 299 election for delegate to the 1991 IBT International Convention, which constitutes a violation of the *Rules*.

Article VIII, Section 7 of the *Rules* provides that no Union financed publication may be used to support or attack the candidacy of any person, except as otherwise authorized in the *Rules*, during either a nomination or election campaign. The delegate election for Local 299 was completed on January 16, 1991. The newspaper in question, a copy of the pertinent provisions having been submitted by the complainant, contains material concerning the outcome of the election and an article by Rondal C. Owens, President of the Local who had been a candidate for delegate to the 1991 IBT International Convention, concerning the election and the upcoming 1991 IBT International Convention. Neither article discusses any of the candidates for any International position. The articles do not criticize the opposing delegate slate. The articles are confined to the results of the Local election and statements and discussions concerning the elected delegates' views and proposed actions, with no statements of support for or in opposition to any International Officer candidate. Since the Local election has been completed and the articles do not contain any mention of the International election or candidates for International Office or criticize the opposing delegate candidates, the articles contained in the newsletter do not violate the *Rules* cited.

Pete Camarata  
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above Accordingly, the protest is DENIED <sup>1</sup>

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  
James De Haan, Regional Coordinator

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<sup>1</sup>A post-election protest is presently pending in the Election Office, concerning the Local 299 delegate election. In the event the determination of that protest requires a rerun election, this protest, P-491-LU299-MGN, may be refiled at that time.