

OFFICE OF THE ELECTION OFFICER  
INTERNATIONAL BROTHERHOOD OF TEAMSTERS  
25 Louisiana Avenue, NW  
Washington, DC 20001

Michael H. Holland  
Election Officer

(202) 624-8778  
1-800-828-6496  
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July 17, 1991

**VIA UPS OVERNIGHT**

Robert A. Hasegawa  
3121 - 16th St.  
Seattle, WA 98144

Allen McNaughton  
Secretary-Treasurer  
IBT Local Union 174  
553 John St.  
Seattle, WA 98109

Jerry Halberg  
c/o IBT Local Union 174  
553 John St.  
Seattle, WA 98109

**Re: Election Office Case No. P-803-LU174-PNW**

Gentlemen:

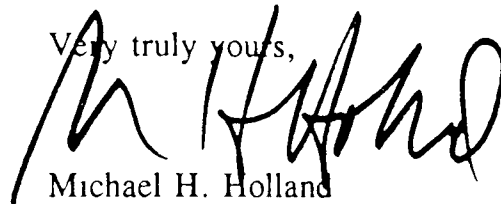
A protest was filed pursuant to the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 ("*Rules*") by Robert A. Hasegawa, a member of Local 174 and an elected delegate to the 1991 IBT International Union Convention from that Local. In his protest, Mr. Hasegawa contends that Local Union funds were wrongfully expended to pay the costs of the Local Union's attorney for the services he rendered in connection with Election Office Case No. Post-32-LU174 PNW and the appeal to the Independent Administrator of the Election Officer's decision in that case. Mr. Hasegawa contends that the work performed by the Local Union's counsel in that case was on behalf of Jerry Halberg, an opponent of Mr. Hasegawa in the Local Union delegate election. Thus, Mr. Hasegawa contends that it was inappropriate for the Local Union to pay the law firm for such services.

The Election Officer investigation of the protest determined that Mr. Halberg personally paid for the services of the attorneys from the Local Union's law firm who participated in rendering legal services with respect to Election Officer Case No. Post-32-LU174-PNW. Thus, even assuming as Mr. Hasegawa contends, that such services were in the interests of a candidate as opposed to the institutional interests of the Local Union, the Local Union did not bear any of the expenses. Mr. Halberg personally bore the totality of the costs involved. Therefore, the *Rules* have not been violated and the protest is DENIED.

Robert A Hasegawa  
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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,

A handwritten signature in black ink, appearing to read "M. Holland", written over the typed name.

Michael H. Holland

MHH/mjv

cc: Frederick B Lacey, Independent Administrator  
Christine M. Mrak, Regional Coordinator

