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PROPOSED SUPPLEMENTAL RULES FOR CONDUCTING THE INTERNATIONAL OFFICER CANDIDATE FORUM

The *Rules for the 2010-2011 IBT International Union Delegate and Officer Election* (“*Rules*”) provide that the Election Supervisor “shall conduct at least one candidate forum for all nominated candidates for the office of General President. Article VII, § 6(b). The *Rules* also provide that “[t]he date, time, location, and format of the forum shall be determined by the Election Supervisor, after consultation with the nominated candidates or their representatives.” Article VII, § 6(c).

The Office of the Election Supervisor (“OES”) and its predecessor have produced two General President candidate forums. This proposal relies on the experience from those earlier forums and the related supplemental rules. Final rules will be issued after the representatives have had an opportunity to comment on the proposal and make their suggestions. **The deadline for returning comments is 5:00 pm (eastern time) on August 12, 2011.** If Candidate representatives have questions about the proposed rules, they should contact OES before the deadline for submitting comments. The August 12, 2011 deadline will not be extended. Comments may be sent to the OES by mail, overnight delivery, fax, or email to ElectionSupervisor@IBTvote.org.

The Rules provide that “a candidate nominated for the Office of General President who belongs to a slate that includes a candidate nominated for the office of General Secretary-Treasurer may designate the candidate nominated for the office of General Secretary-Treasurer to appear as the candidate’s representative at the forum.” Article VII, § 6(d). If a designation is made, it must be “in writing and submitted to the Election Supervisor’s office **no later than the thirtieth day after the adjournment of the International Convention.**” *Id.* (emphasis added). The 28th Convention of the IBT adjourned on July 1, 2011. Any designation under this rule must be submitted to the OES by **5:00 pm (eastern time) on July 31, 2011.** This deadline will not be extended. Note that July 31 is a Sunday. Any designation submitted by mail or overnight delivery must be received by OES before the office closes on Friday, July 29.

The Election Supervisor will consider any joint proposal from the Candidates or their representatives relating to any aspect of the organization or conduct of the Candidate Forum.

I. GENERAL FORMAT

1. The Candidate Forum will take place on September 7, 2011 at the Jack Morton Auditorium of George Washington University (805 21st Street, NW, Washington, D.C. 20052). The forum will have an early evening starting time, to be determined, and will last for as long as necessary to allow for: i) candidate opening and closing statements; and ii) eighteen rounds of questions (that is, each candidate will have the opportunity to make the first response to six questions and the other two candidates will have time to comment or respond to the initial answer).

2. The Election Supervisor will select an individual to serve as moderator and lead questioner for the Candidate Forum. The moderator to be selected will be a journalist or columnist familiar with issues of labor, politics and economics. The name of the designated moderator will be provided to the candidates on or before August 17, 2011.

3. Up to two additional journalists may be designated as panel questioners for the Candidate Forum. Additional questioners will be invited by the selected moderator in consultation with the Election Supervisor. Candidates may suggest individuals for consideration as panel members. Candidates will be informed of the composition of all panel members by September 2, 2011

4. The Candidate Forum will take place before an invited audience of IBT members, news media representatives, and other guests invited at the discretion of the Election Supervisor.

5. The moderator will be responsible for maintaining the general order and conduct of the forum. The moderator will keep time and stop candidates from exceeding the designated time limits for speaking in each segment. Candidates will be provided with a visual signal when they approach the limit of their speaking time.

6. After the moderator introduces the forum, each Candidate will have an opportunity to give an opening statement not longer than 90 seconds. The order of speaking will be determined by lot before the start of the forum. Each Candidate will have an opportunity to deliver a 2 minute closing statement. The order of the closing statements will also determined by lot before the start of the forum.

7. After opening statements, the Candidates will respond to questions. The moderator will ask the first question, and will call on each panel member in sequence to pose a question. The first question will be posed to the Candidate that delivered the second opening statement; the second question to the Candidate that delivered the third opening statement; and the third question to the Candidate the delivered the first opening statement. Subsequent rounds will follow that order. The Candidate to whom the question is directed will have up to 90 seconds to respond; the other Candidates will have up to 45 seconds to comment or respond. The moderator

may allow follow-up questioning to any Candidate in connection with an initial response or comment, but any response to a follow-up is limited to 45 seconds.

8. Two rounds of questions will be posed by IBT members in the invited audience. Questions must be in writing and submitted to OES no later than 5:00 pm (eastern time) on September 6, 2011. IBT member questions will be pre-screened by the Election Supervisor and the moderator to determine: a) that the submission actually poses a question; b) that the question does not address a subject previously addressed in the forum; and c) that the question is short, direct, and to the point.

9. Each Candidate may request tickets from OES to invite up to 40 guests to attend the candidate forum. Candidates may designate IBT members, IBT employees, retirees, family members or friends as invited guests. Candidates may not designate any employer as an invited guest unless that employer is also an immediate family member. Each Candidate shall provide a list of the names of the invitees to OES, by September 2, 2011. OES reserves the right to exclude any person from the audience for any reason including, but not limited to, space constraints of the venue.

II. AUDIENCE CONDUCT

1. Candidates are responsible for ensuring that their invited guests, including IBT members, act appropriately and do not interfere with or disrupt the conduct of the forum. Disruptive conduct includes, without limitation: chanting; heckling or gesturing with hands or other body parts towards a candidate, panelist or audience member; shouting or interruption while a candidate, panelist or audience member is speaking; standing; leaving the auditorium during the forum; or other, similar conduct.

2. No signs, placards, banners, hats or similar campaign paraphernalia will be allowed in the auditorium. A member of the audience may wear not more than two campaign buttons or stickers, none larger than 2.5 inches in diameter.

3. No bullhorns, microphones, megaphones or other sound amplification devices shall be allowed in the auditorium apart from the equipment used under the Election Supervisor's direction to record the debate and render it audible to audience members. Audience members may not photograph or record the Candidate Forum, or use photographic or recording devices in the auditorium during the Candidate Forum.

4. If the Candidate Forum is disrupted, the Election Supervisor will sanction the Candidate or Slate responsible for inviting the audience member(s) causing the disruption. Remedies for disruption that the Election Supervisor will consider include, without limitation:

- a) Candidate disqualification.

- b) Requiring the responsible Candidate and Slate to pay the full cost of the Candidate Forum, and the full cost of holding and distributing another, equivalent forum.
- c) Monetary fines.
- d) Underwriting the cost of campaign literature for the opposing Candidate or Slate.

Each Candidate is responsible for ensuring that its invited guests know the rules of audience conduct and the consequences of disruption.

III. DISSEMINATION

1. A video recording of the Candidate Forum will be made available on the Election Supervisor's website, www.ibtvote.org, for anyone to view. A transcript of the Candidate forum will also be posted and will be available for free downloading. **OES does not track any information that identifies individual visitors to its website. OES will not collect or maintain any information that could identify individual visitors that view the Candidate Forum or that download the transcript.**

2. Any member may request a DVD format recording of the Candidate Forum from OES, and a copy will be provided to the member at no charge. Requests may be made by email (ElectionSupervisor@IBTVote.Org), telephone, fax, or mail. Written requests must include the mailing address of the requester. **The identity of any member that requests a Candidate Forum DVD from OES is confidential. OES will not disclose the names, addresses, Local Union or any other information identifying any member that requests a DVD.**

3. Up to 20,000 copies of the Candidate Forum, in DVD format, will be made available to each Candidate upon request, and at no charge, to distribute as the Candidate decides.

4. Three copies of the Candidate Forum, in DVD format, will be sent to each Local Union.¹ The Local Union Secretary-Treasurer shall make a DVD available to any member, or group of members, upon request, for viewing or copying. A Local Union may show the Candidate Forum, in DVD format at a Local Union meeting provided that the Candidate Forum is shown in full and without editing. A Local Union shall also make the Candidate Forum, in DVD format, available to any member or group of members for viewing at the local at a reasonable time, if DVD viewing equipment is otherwise available at the Local Union. The Local Union can require that a member who wishes to borrow a copy of the Candidate Forum DVD for private viewing sign

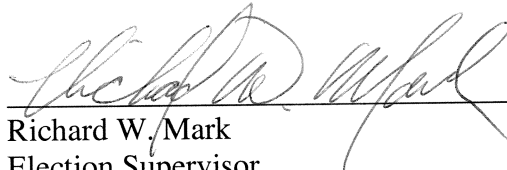
¹ "Local Union" means a local union of the IBT, a local union of the IBT's Graphic Communications Conference, a General Committee of Adjustment of the IBT's Brotherhood of Locomotive Engineers and Trainmen Division, and a System Federation of the IBT's Brotherhood of Maintenance of Way Employees Division.

out the DVD and return it to the Local Union not later than three days after borrowing. A Local Union employee shall be designated by the Local Union as the custodian of the Candidate Forum DVDs. The custodian shall be responsible for knowing who has borrowed a DVD and for obtaining its return. The custodian shall not disclose to any Local Union officer, or to any other person, the name of any member that borrows a Candidate Forum DVD. At least one copy of the Candidate Forum DVD shall be maintained and available at the Local Union at all times through November 14, 2011.

IV. AMENDMENTS

The Election Supervisor may amend or supplement these *Candidate Forum Rules* in order to accommodate technical, or schedule exigencies, to provide for the effective distribution to the IBT membership of information about the Candidate Forum or the recording of the Candidate Forum, or to make any other arrangements consistent with the requirements of Article VII, § 6 of the *Rules*.

Dated: July 28, 2011
Washington, D.C.


Richard W. Mark
Election Supervisor