

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

Michael H Holland
Election Officer

(202) 624-8778
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July 18, 1991

VIA UPS OVERNIGHT

R V Durham Unity Team
c/o Beins, Axelrod, Osborne
& Mooney
2033 K St , NW
Suite 300
Washington, DC 20006-1002

Re: Election Office Case No. Conv.-15-IBT

Gentlemen

A protest was filed pursuant to the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 ("Rules") by William Osborne on behalf of the Durham Unity Team. The protest contends that the Advisory Regarding Acceptance Speeches issued by the Election Officer on June 26, 1991 erroneously lists Marvin Griswold as a member of the Durham Unity Team. The protest contends that the candidates for Vice President from the Western Conference who are part of the Durham Unity Team are Mike Reilly and Chuck Mack.

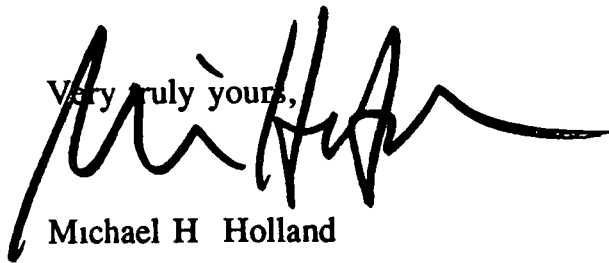
The 1991 IBT International Union Convention is now over. All acceptance speeches, whether by candidates the Election Officer deemed to be independent or by candidates which the Election Officer deemed to be aligned with other candidates have been given. The Advisory Regarding Convention Speeches issued by the Election Officer does not state, nor was it meant to indicate, that Mr. Griswold was or was not part of a slate of candidates, whether the Durham Unity Team slate or any other slate. Indeed, no slate declaration form has been filed by the Durham Unity Team nor has Mr. Griswold declared himself to be a member of any slate. Both the Durham Unity Team and/or Mr. Griswold may in the future file, if they or either of them so desire, slate declaration form(s) with the Election Officer. See *Rules*, Article VII, § 1. The Election Officer's Advisory Regarding Acceptance Speeches does not preclude the Durham Unity Team from filing a slate declaration form without Mr. Griswold being a member of that slate, nor does it preclude Mr. Griswold from seeking election as an independent or a member of a slate other than the Durham Unity Team slate.

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Under the foregoing circumstances, the conclusion of the 1991 IBT International Convention and continuing freedom of Mr Griswold and the Durham Unity Team to form or refrain from forming a slate including Mr Griswold, this protest is deemed by the Election Officer to be moot and is DENIED on that basis

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 "Michael H. Holland", written over the typed name below.

Michael H Holland

MHH/mjv

cc Frederick B Lacey, Independent Administrator

M L Griswold, Secretary-Treasurer, IBT Local Union 2707