



OFFICE OF THE ELECTION OFFICER  
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Michael H Holland  
Election Officer

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January 18, 1991

**VIA UPS OVERNIGHT**

E Keith Caton  
P O Box 17643  
Indianapolis, IN 46217

Danny Barton  
Secretary-Treasurer  
IBT Local Union 135  
1233 Shelby St.  
Indianapolis, IN 46203

**Re: Election Office Case No. P-302-LU135-SCE**

Gentlemen

A pre-election protest has been filed pursuant to Article XI of the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 ("*Rules*"). The Complainant, E Keith Caton, complains about a newspaper article which was published in the general circulation newspaper, *The Spotlight*, which is published in Indianapolis, Indiana

The Election Office was provided with an original copy of the newspaper page in question. On page 2 of the January 9, 1991 newspaper, there is an article whose headline reads "Teamsters Local 135 Back Carey." The basis for this headline is the first paragraph of the story, which reads: "Thirty working rank and file members of Indiana Local 135 have formed a slate called the Indiana Teamsters Slate for Ron Carey."

The basis for the protest is that the headline is inaccurate. that Teamsters Local 135 has not decided to back Ron Carey. The Complainant attributes the headline to a Mr Bobby Andrews, another member of Local 135 who allegedly placed the article in the newspaper

There is no evidence that the member who caused the article to be placed in *The Spotlight* had any responsibility for drafting the headline for the article. Virtually all newspapers draft their own headlines. Thus, the alleged inaccuracy in the headline is something for which Mr Andrews can not be held responsible.

Accordingly, the protest is DENIED

**Keith Caton**  
**Page 2**

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/mca

cc Frederick B Lacey, Independent Administrator  
Peggy A Hillman, Regional Coordinator