



OFFICE OF THE ELECTION OFFICER  
% INTERNATIONAL BROTHERHOOD OF TEAMSTERS  
25 Louisiana Avenue, NW  
Washington, DC 20001  
(202) 624-8778  
1-800-828-6496  
Fax (202) 624 8792

Michael H Holland  
Election Officer

Chicago Office:  
% Cornfield and Feldman  
343 South Dearborn Street  
Chicago, IL 60604  
(312) 922-2800

January 30, 1991

**VIA UPS OVERNIGHT**

Sam Frazier  
606 Leisure Lane  
Greenwood, IN 46142

John L. Neal  
President  
IBT Local Union 135  
1233 Shelby Street  
Indianapolis, IN 46203

Steve Key, Terminal Manager  
Preston Trucking Co.  
4209 West Morris St.  
Indianapolis, IN 46241

Re: Election Office Case No. P-325-LU135-SCE

Gentlemen:

A pre-election protest was filed pursuant to the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 ("Rules"). The protest alleges that supervisory or managerial employees of Preston Trucking Company have been removing campaign literature and materials (concerning pre-election protests filed pursuant to the *Rules*) from the general purpose bulletin board located in the driver's or break room at the Indianapolis, Indiana terminal of Preston.

The Election Officer has engaged in communications with counsel for Preston Trucking Company. Preston Trucking Company has agreed, consistent with the Election Officer's position, that IBT members employed by it at its Indianapolis terminal may utilize the general purpose bulletin board located in the driver's or break room at such terminal, (that is, the bulletin board which has been used in the past for posting material other than or in addition to official company and Union documents) for posting of materials related to the 1991 IBT International Union Delegate and Officer Election. The Election Officer considers this protest resolved on the basis of the foregoing.

In order to insure that all IBT members employed at the Indianapolis, Indiana terminal of Preston Trucking Company are aware of the foregoing, Local Union 135 is directed to post the attached notice on all Local Union bulletin boards located at the Indianapolis, Indiana facility of Preston Trucking Company. Local Union 135 should

**Sam Frazier  
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notify the Election Office within five days of its receipt of this decision of the steps that it has taken to comply with this posting.

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, Lamh, Lenny & 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

Melvin Manning  
Suite 1108  
Ross Building  
801 E. Main St.  
Richmond, VA 23219

## **NOTICE TO IBT MEMBERS**

**FROM MICHAEL H. HOLLAND, ELECTION OFFICER, IBT**

You have the right to participate in campaign activity on behalf of candidates for delegate and alternate delegate to the 1991 IBT International Convention.

You have the right to participate in campaign activity on behalf of candidates for International Office in the 1991 IBT election

You have the right to post campaign literature and other materials related to the nomination and election process for the 1991 IBT International Union Delegate and Officer election on the general purpose bulletin board, that is, the bulletin board historically used for posting of materials other than or in addition to official Union and company documents, located in the driver's or break room at the Indianapolis, Indiana terminal of Preston Trucking Company

A handwritten signature in black ink, appearing to read "Michael H. Holland", is written over a horizontal line.

**MICHAEL H. HOLLAND**  
Election Officer, IBT

***This is an official notice and must remain posted for thirty consecutive days from the day of posting, and must not be altered, defaced, or covered by any other material.***