

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

Michael H. Holland
Election Officer

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June 5, 1991

VIA UPS OVERNIGHT

Donald Azevedo
299 Rio Vista La.
Rohnert Park, CA 94928

Brian Beaver
Secretary-Treasurer
IBT Local Union 624
1371 Neotomas Ave.
Santa Rosa, CA 95401

Don Blair
c/o Local 624
1371 Neotomas Ave.
Santa Rosa, CA 95401

Re: Election Office Case No. P-759-LU624-CSF

Gentlemen:

A protest was filed pursuant to the *Rules for the IBT International Union Delegate and Officer Election*, revised August 1, 1990 ("Rules") by Donald Azevedo. Mr. Azevedo contends that Don Blair, an active member of Local 624, will be attending the 1991 IBT International Convention as a retiree representative. Mr. Azevedo contends that since Mr. Blair is an active member he should not be permitted to represent Local 624's retiree's, but should only be issued credentials as a guest similar to the guest credentials issued other IBT members attending the 1991 IBT International Convention in capacity other than a delegate or alternate delegate.

The jurisdiction of the Election Officer with respect to attendees at the 1991 IBT International Convention extends only to delegate and alternate delegates elected in the delegate and alternate delegate elections supervised by the Election Officer. The Election Officer has no jurisdiction over the issuance of credentials or badges to anyone other than delegates and alternate delegates entitled to participate in the nomination at the Convention, of candidates for International General, Secretary-Treasurer and International General President and the nomination and election of International Union Trustees. The Election Officer has no jurisdiction with respect to the credentialing of guests with the type of credentials or badges issued to guests.

Mr. Donald Azevedo
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The Election Officer notes however that other than delegate credentials and alternate delegate badges, the only badges or credentials to be issued to IBT members are guest badges. Thus Mr. Blair, whether or not a "representative" of the retirees from Local 624, will only be issued a badge as a guest, the same type of guest badge issued to any IBT member other than a delegate or alternate delegate to the 1991 IBT International Convention.

In addition to the foregoing, the Election Officer further notes that his investigation of this protest disclosed that while Mr. Blair continues to be an active member of Local Union 624 he has retired from his prior occupation within the craft. His present employment is a part-time position, acting as a dispatcher for the Local Union in its hiring hall. Thus there is no basis for concluding that it would be necessarily inappropriate for Mr. Blair to be the retiree representative.

For all of these reasons the above entitled protest is **DENIED**.

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/mjv

cc: Frederick B. Lacey, Independent Administrator
Donald E. Twohey, Regional Coordinator