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DECISION

Protest I-13-15 (Phua)
Challenges to Eligibility Report2

By email dated October 30, 2015, Kia Phua, a candidate for RTO Vice President on the Stand United Slate, filed a challenge to the Eligibility Report issued by the Elections Committee. The Protester asserts that Shawna Robinson should have been listed as an independent candidate for Executive Board member from Conductor/Tower Division instead of a member of the Transport Workers United Slate. The Protester argues that Robinson's name did not appear on the TWUS petitions for Executive Board in the Conductor/Tower Division. She collected signatures as an Independent candidate.

Robinson filed a slate candidacy form on September 23, 2015 after a member of the TWUS was found ineligible. She should have been given slate Petitions to circulate. However, she collected 306 valid signatures supporting her candidacy. Only 220 signatures were needed per candidate for Executive Board member from Conductor/Tower. There is nothing in the Election Rules that requires a candidate from declaring his or her affiliation with a slate prior to being nominated. She is a duly nominated candidate and may now declare her affiliation with the TWUS,

The challenge is denied.

In accordance with the International Constitution and the Election Rules, any interested party unsatisfied with this determination may appeal to the Transport Workers Union of America Committee on Appeals. Any appeal shall be in writing and shall be filed in accordance with the procedure set forth in Article IV(6)(I)(1) of the Election Rules

and Articles XV and XXII of the International Constitution for the appeal to the International from decisions of Local Unions.

/s/ Barbara C. Deinhardt

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By email:
Kia Phua
Joseph Campbell
Arthur Schwartz, Esq.
Vincent O'Hara, Esq.
Elections Committee