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December 7, 2015

DECISION

Protest I-29-15 (Costales)
Request for recount

By email dated December 2, 2015, Joe Costales requested that a manual recount be performed for the Conductor/Tower Division.

The Protester got 325 votes for Chair, while the winner, Crystal Young, got 337, a margin of about 1.5% of the 769 ballots scanned for that position. Similarly, Sandra Black got 333 votes for Executive Board and Steven Majeed got 323. Raul Lugo got 276 votes for Delegate, while Scott Weinfeld and Harold Hall each got 275 and Michelle Figueroa got 266. Given the slim margin by which the winners of these races were determined, I find that a recount is warranted for Conductor/Tower Executive Board, Chair and Delegate.

The request is granted, except that a manual recount is not required. The ballots will be manually recounted or rescanned and counted electronically, as determined by the Elections Committee.

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 V(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

Barbara C. Deinhardt
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By email:

Joe Costales

Joseph Campbell

John Samuelson

Nicholas Johnson, Esq.

Vincent O'Hara, Esq.

Arthur Schwartz, Esq.

Elections Committee