



## **POST & DISTRIBUTE**

### **TWU LOCAL 100 NOTICE OF NOMINATIONS FOR DELEGATES**

Pursuant to an order signed on November 23, 2011, by Judge John Paul Engelmayer of the U.S. District Court for the Southern District of New York, the Transport Workers Union (TWU) will conduct new nominations and a new election for the offices of one international vice president and two international Executive Board members under the supervision of the Secretary of Labor. The Office of Labor-Management Standards (OLMS) is responsible for assuring that the election is conducted in accordance with Title IV of the Labor-Management Reporting and Disclosure Act (LMRDA). The supervised election shall include new elections for delegates where determined to be necessary by the Secretary of Labor.

OLMS Investigator Bennett Allen has been appointed election supervisor and has the authority and responsibility for implementing all aspects of the supervised election. All questions and correspondence should be directed to Mr. Allen. All protests should be directed in writing to OLMS District Director Andriana Vamvakas. The address for Mr. Allen and Ms. Vamvakas is:

U.S. Department of Labor, OLMS  
201 Varick Street, Room 878  
New York, NY 10014

The District Office telephone number is (646) 264-3190 and the fax number is (646) 264-3191.

Any member in good standing may protest the supervised election for local delegates for valid cause. Such protest should be made directly to District Director Vamvakas in writing as soon as possible, but no later than 10 days following the conclusion of the delegate election.

Any member in good standing may protest the supervised election for the TWU international vice president and two TWU Executive Board members for valid cause; such protest should be made directly to District Director Vamvakas in writing as soon as possible, but no later than 10 days following the conclusion of the officer election.

All phases of the nomination and election of the TWU election for international vice president and two TWU Executive Board members are subject to U.S. Department of Labor supervision. No aspect should be conducted without prior consultation with and approval by the OLMS election supervisor or his designated representatives.

#### **Elections Committee**

David Francis    Chair  
Nicholas Lucas    Member  
Aquilino Castro    Member

TWU Local 100 - 1700 Broadway, New York, NY 10019  
Phone: (212) 873-6000. [www.twulocal100.org](http://www.twulocal100.org)

**ISSUED BY THE TWU LOCAL 100 ELECTIONS COMMITTEE**



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# ELECTION NOTICE

## CAR MAINTENANCE DIVISION

OLMS has determined that the CAR MAINTENANCE DIVISION, which is entitled to **13 delegates**, currently has only **12 delegates** eligible to serve. Accordingly, at a CAR MAINTENANCE DIVISION membership meeting to be held on **March 28, 2012, at 10:00 a.m. and 5:00 p.m. at the YMCA 5 West 63<sup>rd</sup> Street, New York, NY** the members will decide whether to assign the division's entire delegate voting strength to the **12 existing delegates**, or, in the alternative, to elect the additional **1 delegate** to which the division is entitled.

If the membership decides to assign the division's entire voting strength to the existing delegates, then no further action will be necessary.

If the membership decides to elect the additional **1 delegate**, then nominations for the **1 delegate** position will immediately be taken from the floor for this position. In order to make a nomination, a member must be in good standing. In order to be nominated, a member must have been in continuous good standing for the 12 months prior to the date of the meeting.

Members who are unable to attend the meeting may make or accept nomination by way of a **signed letter with address, telephone number, name printed, payroll number, title, section, and division** brought to the meeting by another member. In the alternative, members who are unable to attend the meeting may make or accept nomination by letter to the **TWU Local 100 Election Committee at 1700 Broadway 2<sup>nd</sup> floor, New York, N.Y. 10019**, to be mailed in time to be received no later than **5:00 p.m. on March 27, 2012** or by fax **(212-245-4102)** to be received by **5:00 p.m. on the nomination date (March 28, 2012)**.

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If the number of members nominated is less than or equal to the number of delegate positions to be filled, then the nominees will be declared elected by acclamation. If more members are nominated than the number of positions to be filled, a mail ballot election will be held for the delegate position. Ballots for this election will be mailed to all division members on or about **April 25, 2012**, and voted ballots will have to be received at the designated Post Office box no later than **May 16, 2012, at 8:30 am** in order to be included in the tally.

**Any member who wishes to verify his/her current one year continuity of good standing in order to be nominated, or his/her current good standing in order to nominate someone for delegate, should call the dues office (bursar's office) at the TWU Local 100 Headquarters, (212) 873-6000 at the following extensions, 2080, 2081, 2085 or 2086.**

Elections Committee  
David Francis Chair  
Nicholas Lucas Member  
Aquilino Castro Member

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# ELECTION NOTICE



## CONDUCTOR/TOWER DIVISION

OLMS has determined that the **CONDUCTOR/TOWER** Division, which is entitled to **11 delegates**, currently has only **9** delegates eligible to serve. Accordingly, at a **CONDUCTOR/TOWER** Division membership meeting to be held on **April 11, 2012, at 10:00 a.m. and 6:00 p.m., at the YMCA, 5 West 63<sup>rd</sup> Street, New York N.Y. 10023** the members will decide whether to assign the division's entire delegate voting strength to the **9** existing **delegates**, or, in the alternative, to elect the additional **2 delegates** to which the division is entitled.

If the membership decides to assign the division's entire voting strength to the existing delegates, then no further action will be necessary.

If the membership decides to elect the additional **2 delegates**, then nominations for the **2 delegate** positions will immediately be taken from the floor for these positions. In order to make a nomination, a member must be in good standing. In order to be nominated, a member must have been in continuous good standing for the 12 months prior to the date of the meeting.

Members who are unable to attend the meeting may make or accept nomination by way of a **signed letter with address, printed name, payroll number, title, section, and division** brought to the meeting by another member. In the alternative, members who are unable to attend the meeting may make or accept nomination by letter to the **TWU Local 100 Election Committee at 1700 Broadway 2<sup>nd</sup> floor, New York, N.Y. 10019**, to be **mailed in time to be received no later than 5:00 p.m. on April 10, 2012 or by fax (212-245-4102) to be received by 5:00 p.m. on the nomination date (April 11, 2012).**

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If the number of members nominated is less than or equal to the number of delegate positions to be filled, then the nominees will be declared elected by acclamation. If more members are nominated than the number of positions to be filled, a mail ballot election will be held for the delegate positions. Ballots for this election will be mailed to all division members on or about **April 25, 2012**, and voted ballots will have to be received at the designated Post Office box no later than **May 16, 2012, at 8:30 am** in order to be included in the tally.

**Any member who wishes to verify his/her current one year continuity of good standing in order to be nominated, or his/her current good standing in order to nominate someone for delegate, should call the dues office (bursar's office) at the TWU Local 100 Headquarters, (212) 873-6000 at the following extensions, 2080, 2081, 2085 or 2086.**

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David Francis Chair  
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# ELECTION NOTICE

### LINE EQUIPMENT/SIGNAL DIVISION

OLMS has determined that the **LINE EQUIPMENT SIGNAL** Division, which is entitled to **10 delegates**, currently has only **7 delegates** eligible to serve. Accordingly, at a **LINE - EQUIPMENT SIGNAL** Division membership meeting to be held on **April 4, 2012**, at **5:00 pm**, at the **YMCA, 5 West 63<sup>rd</sup> Street, New York, N.Y. 10023**, the members will decide whether to assign the division's entire delegate voting strength to the **7 existing delegates**, or, in the alternative, to elect the additional **3 delegates** to which the division is entitled.

If the membership decides to assign the division's entire voting strength to the existing delegates, then no further action will be necessary.

If the membership decides to elect the additional **3 delegates**, then nominations for the **3 delegate** positions will immediately be taken from the floor for these positions. In order to make a nomination, a member must be in good standing. In order to be nominated, a member must have been in continuous good standing for the 12 months prior to the date of the meeting.

Members who are unable to attend the meeting may make or accept nomination by way of a **signed letter with address, telephone number, name printed, payroll number, title, section, and division** brought to the meeting by another member. In the alternative, members who are unable to attend the meeting may make or accept nomination by letter to the **TWU Local 100 Election Committee at 1700 Broadway 2<sup>nd</sup> floor, New York 10019**, to be **mailed in time to be received no later than 5:00 p.m. on April 3, 2012**, or by fax **(212-245-4102) to be received by 5:00 p.m. on the nomination date (April 4, 2012)**.

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If the number of members nominated is less than or equal to the number of delegate positions to be filled, then the nominees will be declared elected by acclamation. If more members are nominated than the number of positions to be filled, a mail ballot election will be held for the delegate positions. Ballots for this election will be mailed to all division members on or about **April 25, 2012**, and voted ballots will have to be received at the designated Post Office box no later than **May 16, 2012**, **at 8:30 am** in order to be included in the tally.

**Any member who wishes to verify his/her current one year continuity of good standing in order to be nominated, or his/her current good standing in order to nominate someone for delegate, should call the dues office (bursar's office) at the TWU Local 100 Headquarters, (212) 873-6000 at the following extensions, 2080, 2081, 2085 or 2086.**

Elections Committee  
David Francis Chair  
Nicholas Lucas Member  
Aquilino Castro Member

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**ISSUED BY THE TWU LOCAL 100 ELECTIONS COMMITTEE**



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# ELECTION NOTICE

## MABSTOA DIVISION 1

OLMS has determined that the **MABSTOA DIVISION 1** Division, which is entitled to **6 delegates**, currently has only **5 delegates** eligible to serve. Accordingly, at a **MABSTOA DIVISION 1** Division membership meeting to be held on **April 10, 2012**, at **11:00 a.m. at the YMCA, 5 West 63<sup>rd</sup> Street, New York N.Y. 10023** and **7:00 p.m. at The American Legion Hall, 3035 Corlear Avenue, Bronx, N.Y. 10463** the members will decide whether to assign the division's entire delegate voting strength to the **5** existing **delegates**, or, in the alternative, to elect the additional **1 delegate** to which the division is entitled.

If the membership decides to assign the division's entire voting strength to the existing delegates, then no further action will be necessary.

If the membership decides to elect the additional **1 delegate**, then nominations for the **1 delegate** position will immediately be taken from the floor for this position. In order to make a nomination, a member must be in good standing. In order to be nominated, a member must have been in continuous good standing for the 12 months prior to the date of the meeting.

Members who are unable to attend the meeting may make or accept nomination by way of a **signed letter with address, telephone number, name printed, payroll number, title, section, and division** brought to the meeting by another member. In the alternative, members who are unable to attend the meeting may make or accept nomination by letter to the **TWU Local 100 Election Committee at 1700 Broadway 2<sup>nd</sup> floor, New York, N.Y. 10019**, to be **mailed in time to be received no later than 5:00 p.m. on April 9, 2012** or by fax **(212-245-4102) to be received by 5:00 p.m. on the nomination date (April 10, 2012)**.

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If the number of members nominated is less than or equal to the number of delegate positions to be filled, then the nominees will be declared elected by acclamation. If more members are nominated than the number of positions to be filled, a mail ballot election will be held for the delegate positions. Ballots for this election will be mailed to all division members on or about **April 25, 2012**, and voted ballots will have to be received at the designated Post Office box no later than **May 16, 2012**, **at 8:30 am** in order to be included in the tally.

**Any member who wishes to verify his/her current one year continuity of good standing in order to be nominated, or his/her current good standing in order to nominate someone for delegate, should call the dues office (bursar's office) at the TWU Local 100 Headquarters, (212) 873-6000 at the following extensions, 2080, 2081, 2085 or 2086.**

Elections Committee  
David Francis Chair  
Nicholas Lucas Member  
Aquilino Castro Member

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# ELECTION NOTICE

## MABSTOA DIVISION 2

OLMS has determined that the **MABSTOA DIVISION 2** Division, which is entitled to **7 delegates**, currently has only **4 delegates** eligible to serve. Accordingly, at a **MABSTOA DIVISION 2** Division membership meeting to be held on **March 28, 2012, at 11:00 a.m. and 7:00 p.m. at The American Legion Hall, 3035 Corlear Avenue, Bronx, N.Y. 10463** the members will decide whether to assign the division's entire delegate voting strength to the **4 existing delegates**, or, in the alternative, to elect the additional **3 delegates** to which the division is entitled.

If the membership decides to assign the division's entire voting strength to the existing delegates, then no further action will be necessary.

If the membership decides to elect the additional **3 delegates**, then nominations for the **3 delegate** positions will immediately be taken from the floor for these positions. In order to make a nomination, a member must be in good standing. In order to be nominated, a member must have been in continuous good standing for the 12 months prior to the date of the meeting.

Members who are unable to attend the meeting may make or accept nomination by way of a **signed letter with address, telephone number, name printed, payroll number, title, section, and division** brought to the meeting by another member. In the alternative, members who are unable to attend the meeting may make or accept nomination by letter to the **TWU Local 100 Election Committee at 1700 Broadway 2<sup>nd</sup> floor, New York, N.Y. 10019**, to be mailed in time to be received no later than **5:00 p.m. on March 27, 2012** or by fax **(212-245-4102)** to be received by **5:00 p.m. on the nomination date (March 28, 2012)**.

If the number of members nominated is less than or equal to the number of delegate positions to be filled, then the nominees will be declared elected by acclamation. If more members are nominated than the number of positions to be filled, a mail ballot election will be held for the delegate positions. Ballots for this election will be mailed to all division members on or about **April 25, 2012**, and voted ballots will have to be received at the designated Post Office box no later than **May 16, 2012, at 8:30 am** in order to be included in the tally.

**Any member who wishes to verify his/her current one year continuity of good standing in order to be nominated, or his/her current good standing in order to nominate someone for delegate, should call the dues office (bursar's office) at the TWU Local 100 Headquarters, (212) 873-6000 at the following extensions, 2080, 2081, 2085 or 2086.**

Elections Committee  
David Francis Chair  
Nicholas Lucas Member  
Aquilino Castro Member

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# ELECTION NOTICE

## MABSTOA MAINTENANCE DIVISION

OLMS has determined that the **MABSTOA MAINTENANCE** Division, which is entitled to **4 delegates**, currently has only **2 delegates** eligible to serve. Accordingly, at a **MABSTOA MAINTENANCE** Division membership meeting to be held on **April 12, 2012, at 1:00 pm and 3:30 p.m.**, at **The American Legion Hall, 3035 Corlear Avenue, Bronx N.Y. 10463**, the members will decide whether to assign the division's entire delegate voting strength to the **2 existing delegates**, or, in the alternative, to elect the additional **2 delegates** to which the division is entitled.

If the membership decides to assign the division's entire voting strength to the existing delegates, then no further action will be necessary.

If the membership decides to elect the additional **2 delegates**, then nominations for the **2 delegate** positions will immediately be taken from the floor for these positions. In order to make a nomination, a member must be in good standing. In order to be nominated, a member must have been in continuous good standing for the 12 months prior to the date of the meeting.

Members who are unable to attend the meeting may make or accept nomination by way of a **signed letter with address, telephone number, name printed, payroll number, title, section, and division** brought to the meeting by another member. In the alternative, members who are unable to attend the meeting may make or accept nomination by letter to the **TWU Local 100 Election Committee at 1700 Broadway 2<sup>nd</sup> floor, New York, N.Y. 10019**, to be mailed in time to be received no later than **5:00 p.m. on April 11, 2012**, or by fax **(212-245-4102)** to be received by **5:00 p.m. on the nomination date (April 12, 2012)**.

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If the number of members nominated is less than or equal to the number of delegate positions to be filled, then the nominees will be declared elected by acclamation. If more members are nominated than the number of positions to be filled, a mail ballot election will be held for the delegate positions. Ballots for this election will be mailed to all division members on or about **April 25, 2012**, and voted ballots will have to be received at the designated Post Office box no later than **May 16, 2012, at 8:30 am** in order to be included in the tally.

**Any member who wishes to verify his/her current one year continuity of good standing in order to be nominated, or his/her current good standing in order to nominate someone for delegate, should call the dues office (bursar's office) at the TWU Local 100 Headquarters, (212) 873-6000 at the following extensions, 2080, 2081, 2085 or 2086.**

### Elections Committee

David Francis Chair

Nicholas Lucas Member

Aquilino Castro Member

TWU Local 100 - 1700 Broadway, New York, NY 10019

Phone: (212) 873-6000. [www.twulocal100.org](http://www.twulocal100.org)

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# ELECTION NOTICE

## STATION DIVISION

OLMS has determined that the **STATION** Division, which is entitled to **17 delegates**, currently has only **14 delegates** eligible to serve. Accordingly, at a **STATION** Division **Special Membership Meeting** to be held on **April 5, 2012, at 10:00 a.m. and 5:00 p.m.**, at the **YMCA, 5 West 63<sup>rd</sup> street, New York N.Y. 10023**, the members will decide whether to assign the division's entire delegate voting strength to the **14** existing **delegates**, or, in the alternative, to elect the additional **3 delegates** to which the division is entitled.

If the membership decides to assign the division's entire voting strength to the existing delegates, then no further action will be necessary.

If the membership decides to elect the additional **3 delegates**, then nominations for the **3 delegate** positions will immediately be taken from the floor for these positions. In order to make a nomination, a member must be in good standing. In order to be nominated, a member must have been in continuous good standing for the 12 months prior to the date of the meeting.

Members who are unable to attend the meeting may make and accept nomination by way of a **signed letter with address, telephone number, name printed, payroll number, title, section, and division** brought to the meeting by another member. In the alternative, members who are unable to attend the meeting may make or accept nomination by letter to the **TWU Local 100 Election Committee at 1700 Broadway 2<sup>nd</sup> floor, New York, N.Y. 10019**, to be **mailed in time to be received no later than 5:00 p.m. on April 4, 2012**, or by fax **(212-245-4102) to be received by 5:00 p.m. on the nomination date (April 5, 2012)**.

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If the number of members nominated is less than or equal to the number of delegate positions to be filled, then the nominees will be declared elected by acclamation. If more members are nominated than the number of positions to be filled, a mail ballot election will be held for the delegate positions. Ballots for this election will be mailed to all division members on or about **April 25, 2012**, and voted ballots will have to be received at the designated Post Office box no later than **May 16, 2012, at 8:30 am** in order to be included in the tally.

**Any member who wishes to verify his/her current one year continuity of good standing in order to be nominated, or his/her current good standing in order to nominate someone for delegate, should call the dues office (bursar's office) at the TWU Local 100 Headquarters, (212) 873-6000 at the following extensions, 2080, 2081, 2085 or 2086.**

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Nicholas Lucas Member  
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Opeiu-153-dm





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# ELECTION NOTICE

## STRUCTURE DIVISION

OLMS has determined that the **STRUCTURE** Division, which is entitled to **6 delegates**, currently has only **4 delegates** eligible to serve. Accordingly, at a **STRUCTURE** Division membership meeting to be held on **April 4, 2012, at 5:00 p.m., at the YMCA, 5 West 63<sup>rd</sup> Street, New York, N.Y. 10023**, the members will decide whether to assign the division's entire delegate voting strength to the **4 existing delegates**, or, in the alternative, to elect the additional **2 delegates** to which the division is entitled.

If the membership decides to assign the division's entire voting strength to the existing delegates, then no further action will be necessary.

If the membership decides to elect the additional **2 delegates**, then nominations for the **2 delegate** positions will immediately be taken from the floor for these positions. In order to make a nomination, a member must be in good standing. In order to be nominated, a member must have been in continuous good standing for the 12 months prior to the date of the meeting.

Members who are unable to attend the meeting may make and accept nomination by way of a **signed letter with address, telephone number, name printed, payroll number, title, section and division** brought to the meeting by another member. In the alternative members, who are unable to attend the meeting may make or accept nomination by letter to the **TWU Local 100 Election Committee at 1700 Broadway 2<sup>nd</sup> floor, New York, N.Y. 10019** to be **mailed in time to be received no later than 5:00 p.m. on April 3, 2012, or by fax (212) 245-4102 to be received by 5:00 p.m. on the nomination date (April 4, 2012).**

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If the number of members nominated is less than or equal to the number of delegate positions to be filled, then the nominees will be declared elected by acclamation. If more members are nominated than the number of positions to be filled, a mail ballot election will be held for the delegate positions. Ballots for this election will be mailed to all division members on or about **April 25, 2012**, and voted ballots will have to be received at the designated Post Office box no later than **May 16, 2012, at 8:30 am** in order to be included in the tally.

**Any member who wishes to verify his/her current one year continuity of good standing in order to be nominated, or his/her current good standing in order to nominate someone for delegate, should call the dues office (bursar's office) at the TWU Local 100 Headquarters, (212) 873-6000 at the following extensions, 2080, 2081, 2085 or 2086.**

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# ELECTION NOTICE

## TA SURFACE MAINTENANCE DIVISION

OLMS has determined that the TA SURFACE MAINTENANCE Division, which is entitled to 3 delegates, currently has only 1 delegate eligible to serve. Accordingly, at a TA SURFACE MAINTENANCE Division **Special Membership Meeting** to be held on **April 3, 2012**, at **10:15 a.m. and 5:00 p.m.**, at the **YMCA 5 West 63<sup>rd</sup> Street, New York N.Y. 10023** the members will decide whether to assign the division's entire delegate voting strength to the 1 existing delegate, or, in the alternative, to elect the additional 2 delegates to which the division is entitled.

If the membership decides to assign the division's entire voting strength to the existing delegate, then no further action will be necessary.

If the membership decides to elect the additional 2 delegates, then nominations for the 2 delegate positions will immediately be taken from the floor for these positions. In order to make a nomination, a member must be in good standing. In order to be nominated, a member must have been in continuous good standing for the 12 months prior to the date of the meeting.

Members who are unable to attend the meeting may make and accept nomination by way of a **signed letter with address, telephone number, name printed, payroll number, title section, and division** brought to the meeting by another member. In the alternative members, who are unable to attend the meeting may make or accept nomination by letter to the **TWU Local 100 Election Committee at 1700 Broadway 2<sup>nd</sup> floor, New York N.Y. 10019** to be mailed in time to be received no later than **5:00 p.m. on April 2, 2012**, or by fax **(212) 245-4102** to be received by **5:00 p.m. on the nomination date (April 3, 2012)**.

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If the number of members nominated is less than or equal to the number of delegate positions to be filled, then the nominees will be declared elected by acclamation. If more members are nominated than the number of positions to be filled, a mail ballot election will be held for the delegate positions. Ballots for this election will be mailed to all division members on or about **April 25, 2012**, and voted ballots will have to be received at the designated Post Office box no later than **May 16, 2012**, at **8:30 am** in order to be included in the tally.

**Any member who wishes to verify his/her current one year continuity of good standing in order to be nominated, or his/her current good standing in order to nominate someone for delegate, should call the dues office (bursar's office) at the TWU Local 100 Headquarters, (212) 873-6000 at the following extensions, 2080, 2081, 2085 or 2086.**

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**ISSUED BY THE TWU LOCAL 100 ELECTIONS COMMITTEE**

Opeiu-153-dm

## NOTICE OF ELECTIONS FOR DELEGATES TO ELECT INTERNATIONAL OFFICERS

In accordance with the Constitution of the Transport Workers Union of America and Local 100's By-Laws, the election of Delegates who will vote for one International Vice President and two International Executive Board Members, will take place by secret mail ballot mailed out on or about April 25, 2012, to all members in good standing of the divisions listed below, if their division has decided to elect the additional delegates to which they are entitled, rather than assigning their full delegate strength to the existing delegates. Ballots will be counted on May 16, 2012. The election is being supervised by the U.S. Department of Labor (DOL), Office of Labor-Management Standards (OLMS).

### DIVISIONS

Car Maintenance - 1 delegate  
Conductor/Tower - 2 delegates  
Line Equipment-Signal - 3 delegates  
MABSTOA Division 1 - 1 delegate  
MABSTOA Division 2 - 3 delegates  
MABSTOA Maintenance - 2 delegates  
Station - 3 delegates  
Structure - 2 delegates  
Surface Maintenance – 2 delegates

### THE BALLOT –

Candidates will be listed in alphabetical order by last name.

### THE ELECTION

Ballots will be mailed on or about April 25, 2012, by the American Arbitration Association, utilizing the most recent membership list available. To be eligible have his/her ballot counted in the election, a member must be in good standing and must have paid all arrears in dues and other financial obligations to the Union, prior to voting, in accordance with Article XIII of the Constitution of the Transport Workers Union of America, AFL-CIO, on or before 8:30 a.m., May 16, 2012.

Enclosed with the ballot mailed to each member will be two (2) envelopes. The words "SECRET BALLOT" will be printed on one envelope,

The other envelope will be an addressed return envelope, with postage prepaid.

- Each ballot must be voted in accordance with the instructions printed on it.
- Having voted, the member must place their marked ballot in the appropriate secret ballot envelope and seal it. Any mark on the secret ballot envelope which could identify the voter will void the ballot.
- The sealed secret ballot envelopes should be placed in the appropriate return addressed envelope and sealed.
- The voted ballots must be mailed so as to arrive at the AAA office before 8:30 AM on May 16, 2012. ***No ballots may be returned to the AAA in person.***

### THE AMERICAN ARBITRATION ASSOCIATION

The AAA will administer the balloting. Any member who does not receive a ballot, should contact AAA at **1-800-529-5218**. Any question by a member regarding his or her eligibility to vote should be directed to the Elections Committee. If the question is not resolved to the member's satisfaction, then the member requesting a ballot may make a written appeal to the OLMS Election Supervisor, who will then make a determination.

### THE COUNT

The count of the ballots returned will commence at 9:00 AM on May 16, 2012, at the AAA office or at another location chosen by the AAA and the Elections Committee, and will continue until completed, with such breaks for meals and rest as the AAA may decide.

**No ballot received after 8:30 AM on May 16, 2012 shall be counted.**

### OBSERVERS

Each candidate may designate in writing, signed by him or her, any member in good standing to act as their observer at each step in the election process, including: the assembling of ballots at the printer; the picking up of ballots from printers and their transportation to the Post Office for mailing; the eligibility check (which AAA on notice may perform prior to the counting day); and the count. An individual candidate may not be represented by more than one observer at any one time, except at the count. A candidate may be one of

the allowed observers.

## **THE DEPARTMENT OF LABOR**

A representative of the DOL will be responsible for resolving disputes that arise in the course of the election. The DOL's jurisdiction includes all disputes over conduct of the election, and disputes about or protests to the conduct of candidate(s), the Local Union or other parties. The Elections Committee will make initial determinations about disputes concerning voter eligibility, or failure to issue a ballot. Any protests, objections and appeals sent to the DOL must be in writing and must be made within the time periods set forth in these Rules. With respect to all disputes brought to the DOL's attention, the DOL will have the power to investigate and determine the facts prior to applying the law to them.

## **CERTIFICATION**

As soon as practicable, after the count has been completed and any protest(s) is decided and remedy put into effect, the DOL shall certify, in writing, the results of the election to the Elections Committee. Should a rerun be necessary in one division but not others, the DOL shall certify those elections not subject to a rerun.

## **SUPPLEMENTAL RULES**

### **1. Membership List**

A computer disk containing the final list of the last known names and addresses of all members in good standing of the respective shall be delivered to the AAA.. This disk shall be considered the master membership list. All members who have moved or changed their address and have failed to notify the Local 100 office of such change should notify the Local 100 office of the change immediately.. It is the responsibility of the member to keep the Union updated on his/her current address. Any additions made to the master membership list because of errors previously made and any deletions due to error, promotion or retirement shall be made only by the AAA, with concurrence of the Elections Committee, and with notice to the DOL and all candidates. The list maintained by the AAA shall be the list used for all candidate mailings.

### **2. Inspection of Membership List**

Each candidate has the right, by appointment, between March 26, 2012 and April 25, 2012 to inspect, but not copy, a list containing the last known names and addresses of all members in their Division. The list may be reviewed at the Local 100 office. Arrangements for review of the list will be made by the Chair of the Elections Committee. The membership list will be used for no other purpose except to generate labels for mailings. The Local Union shall not, in any way, discriminate in favor of or against any candidates with respect to the membership list.

### **3. Freedom to Exercise Political Rights**

All Local Union members and all Local Union officers and employees, if members, retain the right to participate in campaign activities, including the right to openly support or oppose any candidate, to aid or campaign for any candidate, and to make personal campaign contributions.

### **4. Prohibition on Interference with Voting**

No person or entity shall limit or interfere with the right of any Local 100 member to vote.

### **5. Campaign Contributions**

- A. 1.** No candidate for election shall accept or use any contributions or other things of value received from any employer, representative of an employer, foundation, trust, union or similar entity. Nothing herein shall be interpreted to prohibit receipt of contributions from fellow employees and members of the International Union, unless that employee or member is an employer.
- A. 2.** No employer shall be permitted to contribute anything to any campaign. The prohibition on employer contributions extends to every employer regardless of the nature of the business, or whether any union represents its employees, and includes but is not limited to political action organizations (other than a candidate's or slate's campaign organization), nonprofit organizations such as churches or civic groups, law firms, and professional organizations. These prohibitions include a ban on the contribution and use of stationery, equipment, facilities and personnel.
- A. 3.** The prohibition on campaign contributions



extends to all labor organizations, whether or not they are employers, except as permitted below.

- B. No Local Union services, facilities, equipment or goods—including, but not limited to, time, staff, copying machines, fax machines, telephones, printing and postage—shall be used to promote the candidacy of any individual or slate unless the Local notifies all candidates of the items available for use and all candidates are provided equal access at equal cost to such goods and services. The use of the Local Union’s official stationery is prohibited irrespective of compensation or access.
- C. No candidate or other member may campaign for her/himself or for any other candidate during time that is paid for by the Local Union or by any employer. However, campaigning incidental to work or to regular Local Union business or during paid vacation, paid lunch hours or breaks, or similar paid time off, is permitted.
- D. Nothing shall prohibit any candidate from accepting contributions made by any non-member who is not an employer, or by any member who is not an employer, or by any caucus or group of Local Union members or any campaign organization of any candidate provided that such caucus, group or campaign organization is itself financed exclusively from contributions permitted under these rules and is not an employer.
- E. Nothing shall prohibit the donation of services by an individual to a candidate rendered on the individual’s personal, free, uncompensated time.
- F. It is strongly recommended that each candidate notify all prospective contributors of the limitations on campaign contributions, on all campaign literature soliciting contributions, and at all fund-raising events.

## **6. Protests**

- A. All protests alleging a violation of the Local 100 By-Laws, the TWU Constitution, applicable law, the Election Rules adopted by the Local Executive Board, and Additional Rules promulgated by DOL related to the conduct of the nominations and election,

except count-day protests, should be filed with the OLMS District Director within forty-eight (48) hours of the time the complainant(s) knows or should have known of the alleged violation.

- B. Protests regarding any alleged improper mail ballot count-day conduct should be filed with the DOL immediately, but no later than ten days after the completion of the counting of the ballots.
- C. All pre-election protests except those regarding disputes over an alleged improper failure to issue a ballot shall be filed by sending the OLMS District Director (at the address or fax number contained in the official notice of nominations) a clear and concise written statement of the alleged improper conduct and shall include the name(s), address(es), e-mail address(es) and telephone number(s) of the complainant(s) and the name(s) of the person(s) against whom the protest is filed.
- D. With respect to any protest, it shall be the burden of the complainant to present evidence that a violation has occurred.
- E. As soon as practicable after receipt of the protest, the DOL shall evaluate the protest and shall determine its merits, applying the Local 100 Bylaws, the TWU constitution, applicable law, and these rules, and, if found meritorious, determine the appropriate remedy. The OLMS District Director or her representative shall render a written decision on each protest and shall notify the complainant(s), the Local Union Elections Committee, Counsel to the Elections Committee, and any other candidate(s) affected by her decision.
- F. All candidates, members, the Local Union and the TWU shall cooperate with the DOL in its investigations.
- G. *Remedies.* If as a result of any protest filed or any investigation undertaken by the DOL with or without a protest, the DOL determines that these Rules have been violated, the DOL may take whatever remedial action is appropriate.

## **7. Voting and Ballot Count Procedures**

- A. AAA will send the Elections Committee



a daily list of all members requesting a duplicate ballot whose names the AAA has not been able to find on its lists. The Elections Committee will investigate these names as quickly as possible and report back to AAA as to the member's eligibility to receive a ballot. If the Committee finds that the person is not eligible or does not get back to the AAA with the person's status within 48 hours after receiving the name from AAA, then AAA will send the person a challenged ballot. AAA will fax or e-mail to the Elections Committee, Elections Committee Chair, and the DOL on a daily basis the names, divisions and pass numbers of all those receiving challenged ballots. The Elections Committee will fax or e-mail these lists to candidates; slate representatives on request to the extent practicable. All parties agree that these lists are to be used for the sole purpose of investigating the eligibility to vote of the people listed, so that if it becomes necessary to resolve challenges on the day of the count, their status can be more readily determined.

- B. If any member does not receive a ballot as of Monday, April 30, 2012, he or she should call the AAA at 800-529-5218 between 9am and 5pm for a duplicate ballot. The duplicate process will end at 5pm on Friday, May 11, 2012. It is preferable for all members to mail their return ballots and to do so as soon as possible after receiving them in the mail. If someone is requesting a duplicate ballot on behalf of someone else, the member for whom the request is made must sign the written request for a duplicate ballot, which may then be mailed or faxed to AAA. No duplicate ballot will be mailed less than three (3) days before the count. No one may pick up or drop off a ballot in person. If a member who has timely requested a duplicate ballot by phone has not yet received it in the mail, he or she should contact the Elections Committee.
- C. If more than one ballot is received by the AAA from any person, the later posted ballot will be the one counted. AAA will note the day of receipt of any ballot(s) received from a person sent a duplicate ballot, so that the

order of posting of multiple ballots received might be determined in the absence of a postmark.

- D. If a voter votes for more than the set number of candidates or marks the ballot in an ambiguous manner, the ballot will be void.
- E. If a voter makes any identifying marks on the ballot or erases or defaces the ballot in a manner that makes his/her intent unclear, the ballot will be void. However, if the voter makes marks or comments on the ballot that do not identify the member or obscure his/her intent, the ballot will be counted.
- F. If a return envelope is completely blank or the return ID completely illegible, the ballot will be void. If there is a partial ID, the AAA will attempt to identify the voter by matching the number on the envelope with the number on the AAA mailing list and then comparing the ID on the envelope with the voter information on the list. A name, an address with street name and number, a signature and/or a pass number will constitute sufficient partial identification to allow such a matching process, so long as the ID is legible.
- G. Candidate may have the same number of observers as there will be stations for counting the ballots. The exact number will be determined several days before the count, based on the number of returns.

## 8. Election Count Candidates & Observers Rules

- A. Any candidate who wishes to designate a member in good standing as an observer must notify the Elections Committee in writing.
- B. Candidates and observers may not count or handle the ballots.
- C. Campaign apparel, stickers or buttons may not be worn in the room where counting takes place.
- D. Candidates/observers may not engage in campaign activities, including conversations about candidates or conversations about the election campaign in the room where counting takes place. Candidates/observers who are disruptive may be ordered to leave the counting area.
- E. Candidates/observers must enter and exit through the designated door only.
- F. Candidates/observers must sign in and sign

out each time they enter or exit the room.

- G. Candidates/observers may not address the ballot counter. The member must request the counters to stop and address the issue with the DOL representative.
- H. Candidates/observers are permitted to view all aspects of the election process, but must give the ballot counters room to do their job.
- I. No one will be permitted to bring knapsacks or oversized bags into the count room.

mailing. Cost will vary according to volume. Payment by cashier's check or cash must be made upon delivery of the campaign materials to the mailer. No personal checks will be accepted by the mailer.

## **LOCAL 100 ELECTIONS COMMITTEE**

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212.873.6000, x2089

Aquilino Castro, Member  
212.873.6000 x 2061

Nicholas Lucas, Member  
212.873.6000 x 2059

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646.264.3190

Election materials are available at:  
**[www.twulocal100.org/elections2012](http://www.twulocal100.org/elections2012)**

### **9. Procedures for Mailings of Campaign Literature**

- A. Each candidate shall be permitted a reasonable opportunity, equal to that of any other candidate, to have literature mailed or e-mailed to all or part of his/her division membership, at the candidate's expense. Each candidate is entitled to a reasonable number of mailings, whether or not any other candidate makes such request(s). Requests for mailing shall be made to the Elections Committee at least five (5) days before the desired mailing date. The mailing list will be transmitted by the AAA to the mailer designated by the Elections Committee.
- B. All reasonable requests by candidates for distribution of campaign literature will be honored.
- C. All written requests will be honored in the order received.
- D. Arrangements will be made by the Elections Committee with a professional mailer, or e-mail service provider to handle the mailing or e-mailing of campaign literature.
- E. All costs for the mailing or e-mailing of campaign literature will be borne solely by the candidate. Costs associated with the mailings include, but are not limited to:
  - 1. Address labels, materials, and labor
  - 2. Postage
  - 3. Fees as determined by the outside mailer
- F. The outside mailer chosen shall be one prepared to provide candidates with either bulk rate or first class service at the candidate's expense. Once the Elections Committee is contacted by the candidate regarding the volume of the mailing, the Elections Committee will inform the candidate of the estimated cost of the

TWU Local 100  
Elections Committee  
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# ELECTION NOTICE

Important information  
from the TWU Local 100  
Elections Committee  
**OPEN IMMEDIATELY**

