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October 14, 2025

DECISION

I-01-25vac3 (Massie text)

By email dated October 3, 2025, Carlos Albert, a potential candidate for the vacant position on the Executive Board from Track, filed a protest against Jermahl Massie, another potential candidate for the vacant Executive Board position concerning a text message that Mr. Massie had sent. According to Mr. Albert, Mr. Massie sent a text message to Ryan Carr asking Mr. Carr for his pass number “so that he (Massie) could forge Carr’s name on an ‘executive board application’. When Mr. Carr responded ‘no’ Massie stated ‘come on ask Carlos Albert we’d both agree’ trying to coerce Carr it was ok. He went on to state he ‘wanted to stack the deck’ referring to forging signatures so that he’d meet the petition requirements adding ‘you guys are already in the thick of it’.”

The full text of the exchange between Mr. Massie and Mr. Carr was as follows:

Massie: What’s your pass number?

Carr: Why?

Massie: E Board application

Carr: Nope. Nice try bruv.

Massie: I’ll get your signatures with mine. I wouldn’t ask anything of you I wouldn’t do. I want to stack the deck. Come on you already in the thick of it.

Carr: N. O. P. E.

Massie: Ask Carlos, I bet we both agree.

Carr: Nap time!

The Protester argues that this exchange should be read as an attempt by Mr. Massie to get Mr. Carr’s pass number so that he could forge signatures on nomination petitions. According to Mr. Massie, on the other hand, he had for some time been

trying to convince Mr. Carr, already a Vice-Chair in Track, to run for higher office in the Union. In the text he sent, he was hoping to get Mr. Carr's pass number to include on a Nomination Form that he could fill out and give to Mr. Carr to sign so that Mr. Carr would be encouraged to run for the office. He was saying that he would collect signatures on Mr. Carr's petitions at the same time that he was collecting signatures for himself. According to Mr. Massie, he wanted to get more people he supported to run for the office ("stack the deck") so that there would be a greater chance that the winner would be someone he supported, even if it was not he. He was saying that Mr. Carr was already a Union officer (in the thick of things) and that Mr. Albert would agree that Mr. Carr should run for the office. He denied having any intent to forge any signatures. There is no evidence that he in fact forged any signatures.

Mr. Carr stated that Mr. Massie had been trying to get him to run for Executive Board, but that he had indicated that he was not interested. He didn't think there was anything "underhanded" in Mr. Massie's text to him. Mr. Massie has since told him that it was meant as a joke.

While the text may have been inartful, it is certainly ambiguous. I find that the Protester has not met his burden of proving that Ms. Massie was asking for Mr. Carr's pass number in order to forge signatures on a petition or some other election-related document.

The protest 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(B)(9) of the Election Rules and Article XXII of the International Constitution for the appeal to the International from decisions of Local Unions.

A handwritten signature in black ink, appearing to read "Barbara C. Ginder". The signature is written in a cursive, flowing style.

Barbara C. Deinhardt
Neutral Monitor

By email:
Carlos Albert
Jermahl Massie
Arthur Schwartz, Esq.
Denis Engel, Esq.
Elections Committee