

**Barbara C. Deinhardt
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October 24, 2024

AMENDED DECISION

Protest I-17-2024b (appeal of
Eligibility Report)

By email dated October 15, 2024 Jamel Chisolm filed an appeal of the Election Committee October 15 Eligibility Report. The Appellant asserts that she had sufficient valid signatures to be qualified.

The process followed by the Election Committee is set out in the Eligibility Report. The Election Rules gives all candidates the right to review the petitions in the two days following the submission of the petitions. The data from the petitions is input. It is then checked for duplicate signatures. Attempts are made to identify all names/pass numbers. Then all the legible/identifiable signators are compared with the Union dues data base to ensure that they are in good standing. Finally, there is a check to make sure that signatures come from active members in the proper Department/Division.

The Appellant argues that she is entitled to view the petitions himself. The Election Committee has declined her request. I do not find a basis for overturning the Election Committee decision in this regard. My role as Neutral Monitor is to review the evidence on which the Election Committee has relied, conduct my own investigation, and make an independent neutral determination. I have done this. I personally reviewed the petitions on which signatures were invalidated for the Appellant. There is no obligation in the Election Rules or in past practice that gives a candidate the right to review the petitions. After my review, I have determined that Jamel Chisolm is not eligible. My findings are as follows:

Ms. Chisolm submitted 586 signatures. After my review, I found that 93 were invalid:

Duplicates	13
No match/illegible	2
Not valid	78
Wrong division: terminal car cleaner/CED	9
Wrong division: other	2
Bad standing	67

I note that while the number of members in bad standing among Ms. Chisolm's signatures is high, it is in fact close (11%) to the overall approximately 10% bad standing rate in the Stations Department. All of those in bad standing are members who were employed during the time that dues checkoff was not in effect. Ms. Chisolm therefore only submitted 493 valid signatures. She needed 538 valid signatures to be eligible. She is 45 signatures short.

Appeal 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.



Barbara C. Deinhardt
Neutral Monitor

By email:
Jamel Chisolm
Arthur Schwartz

Denis Engel
Elections Committee