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DECISION

Protest I-4-22vac post (misc.)

By email dated October 21, 2022, Rosalia Pannizzo filed a post-election protest with a series of objections:

She protests that she was given the wrong address for the printer and for the post office, which was already ruled on by the Neutral Monitor. Denied.

She alleges that the ballots were mailed out on September 28 or not at all, rather than on September 29 as required by the Rules, which was already ruled on by the Neutral Monitor. Denied.

She asserts that the election should have been run by the AAA rather than the Election Committee. The TWU Local 100 Bylaws provide that vacancy elections for all elected positions shall be conducted by the Election Committee. In addition, the Rules for this election provide that it shall be run by the Election Committee. No objection was filed regarding the Rules and such an objection would now be untimely. Denied.

She protests the Rule that bus operators vote for Executive Board Members in the Division in which they work. This Rule has been in effect for many years and was most recently included in the Rules for the 2021 officers election. The Bylaws provide that the rules adopted for general elections shall be adhered to in all vacancy elections. Further, the Protester knew of this Rule at least by the time the ballots were sent out. Any protest would now be untimely. Denied.

She objects to the fact that the Election Committee possessed the key to the Post Office box to which the ballots were returned and blank ballot stock. The Election Committee delivered the only key to the PO box to me before the ballots were sent

out. The Committee had to hold blank ballot stock to send out duplicate ballots. There is no evidence of any impropriety. Denied.

She protests that all of the return to sender labels on the returned ballots were dated on September 30. She asserts that this would have been impossible if the ballots were in fact mailed out on September 29. The Election Committee provided evidence—evidence that was reviewed by the Protester--that the return labels had many different dates on them, ranging from September 30 to October 18. Denied.

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.



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By email:
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Elections Committee