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DECISION

Protest ST-03-24 (delegate
nomination acceptance)

By email dated September 28, 2024, Evangeline Byars filed a protest about the Election Committee refusal to accept three nominations for convention delegate made at the September 26, 2024 Stations nomination meeting. According to the Protester, Ben Welcome nominated Matthew Powell, Abdul Walls, and Giovanni Guilliard. The nominees were not present nor were Notices of Acceptance forms presented at the meeting, but had been sent to the Election Committee via email prior to the date of nominations. The Protester asserts that the Election Rules allow a nominee three days to accept or decline a nomination.

2024 Election Rules Article II(B) states: **A member nominated for Division Office or Convention Delegate must be present at the nomination meeting, or the member nominating him/her must submit a written acceptance signed by the absent member at the time the nomination is made.** (emphasis in the original) The reference cited by the Protester to forms being accepted for three days applies only to the nomination forms, not acceptance forms. It is undisputed that the three nominees were not present at the meeting and that Mr. Welcome did not submit a written acceptance on their behalf at the time the nomination was made, as required by the Rules.

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:
Evangeline Byars
Arthur Schwartz, Esq.
Denis Engel, Esq.
Elections Committee