

U.S. Department of Labor

Employment Standards Administration
Office of Labor-Management Standards
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September 12, 2008

Mr. John Clatworthy, Financial Secretary
Stage and Picture Operators, AFL-CIO, Local 28
4949 SE 26th Avenue
Portland, OR 97202

LM File Number: 039-682
Case Number: [REDACTED]

Dear Mr. Clatworthy:

This office has recently completed an audit of Stage and Picture Operators, AFL-CIO, Local 28 under the Compliance Audit Program (CAP) to determine your organization's compliance with the provisions of the Labor-Management Reporting and Disclosure Act of 1959 (LMRDA). As discussed during the exit interview with you, President Jim Burbach, and Business Agent Chris Bateman on August 29, 2008, the following problems were disclosed during the CAP. The matters listed below are not an exhaustive list of all possible problem areas since the audit conducted was limited in scope.

Reporting; Violations

The audit disclosed a violation of LMRDA Section 201(b), which requires labor organizations to file annual financial reports accurately disclosing their financial condition and operations. The Labor Organization Annual Report (Form LM-3) filed by Local 28 for fiscal year ending December 31, 2007 was deficient in the following area:

Failure to File Bylaws

The audit disclosed a violation of LMRDA Section 201(a), which requires that a union submit a copy of its revised constitution and bylaws with its LM report when it makes changes to its constitution or bylaws. Local 28 amended its constitution and bylaws in 2007, but did not file a copy with its LM report for that year. Local 28 has now filed a copy of its constitution and bylaws.

I want to extend my personal appreciation to Stage and Picture Operators, AFL-CIO, Local 28 for the cooperation and courtesy extended during this compliance audit. I

strongly recommend that you make sure this letter and the compliance assistance materials provided to you are passed on to future officers. If we can provide any additional assistance, please do not hesitate to call.

Sincerely,

[REDACTED]

[REDACTED]

Investigator

cc: Mr. Jim Burbach, President
Mr. Chris Bateman, Business Agent