

U.S. Department of Labor

Office of Labor-Management Standards
Tampa Resident Investigator Office
R. L. Timberlake Federal Building
500 Zack Street, Suite 313
Tampa, FL 33602
(813) 228-2031 Fax: (813) 228-2032



July 26, 2022

Tony Diaz, President
Letter Carriers NATL ASN AFL-CIO
Branch 599
3003 West Cypress Street
Tampa, FL 33609-1617

Case Number: 410-6023678()
LM Number: 083487

Dear Tony Diaz:

This office has recently completed an audit of Letter Carriers NATL ASN AFL-CIO, Branch 599 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 President Tony Diaz on July 20, 2022, 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.

Recordkeeping Violations

Title II of the LMRDA establishes certain reporting and recordkeeping requirements. Section 206 requires, among other things, that labor organizations maintain adequate records for at least five years by which each receipt and disbursement of funds, as well as all account balances, can be verified, explained, and clarified. As a general rule, labor organizations must maintain all records used or received in the course of union business.

For disbursements, this includes not only original bills, invoices, receipts, vouchers, and applicable resolutions, but also documentation showing the nature of the union business requiring the disbursement, the goods or services received, and the identity of the recipient(s) of the goods or services. In most instances, this documentation requirement can be satisfied with a sufficiently descriptive expense receipt or invoice. If an expense receipt is not sufficiently descriptive, a union officer or employee should write a note on it providing the additional information. For money it receives, the labor organization must keep at least one record showing the date, amount, purpose, and source of that money. The labor organization must also retain bank records for all accounts.

The audit of Branch 599's, 2021 records revealed the following recordkeeping violations:

Branch check dated March 01, 2021, check number () to Warren Sumlin was missing the corresponding time sheet. Based on your assurance that Branch 599 will retain adequate documentation in the future, OLMS will take no further enforcement action at this time regarding the above violations.

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-2 filed by Branch 599 for the fiscal year ended December 31, 2021, was deficient in that the cash reconciliation was overreported by \$24,750.

Branch 599 has filed an amended LM report for 2021 to correct the deficient item, and OLMS will take no further enforcement action at this time regarding the above violations.

I want to extend my personal appreciation to Letter Carriers NATL ASN AFL-CIO, Branch 599 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,

A large black rectangular redaction box covering the signature of the sender.

Criminal Investigator