



June 30, 2014



Dear [REDACTED]:

This Statement of Reasons is in response to your March 5, 2014 complaint filed with the U.S. Department of Labor alleging that violations of Title IV of the Labor-Management Reporting and Disclosure Act of 1959 (LMRDA) occurred in connection with the election of officers conducted by the Service Employees International Union (SEIU), United Service Workers West (USWW) on September 20, 2013.

The Department conducted an investigation of your allegations. As a result of the investigation, the Department has concluded that no violation occurred that may have affected the outcome of the election. Following is an explanation of this conclusion.

You alleged that the union violated the LMRDA when it resolved a tie vote for the Industry Vice President Southern California (IVP) position in a manner that was illegal and not in compliance with the USWW Constitution and Bylaws. During the investigation, the Department discovered that an extra ballot from a different race was erroneously included and tallied with the IVP ballots, and, therefore, the IVP election did not result in a tie. A recount of the ballots indicated that you won the election by one vote, 24 to 23.

After the Department informed the Union of these findings, the Union agreed to install you. On May 15, 2014, you were installed as Southern California IVP for USWW.

For the reasons set forth above, the Department has concluded that any violation that may have occurred has been remedied by the union. Accordingly, the office has closed the file on this matter.

Sincerely,

Patricia Fox, Chief  
Division of Enforcement

cc: Mary Kay Henry, International President  
SEIU  
1800 Massachusetts Avenue, NW  
Washington, DC 20036

Mike Garcia, President  
SEIU-USWW  
828 West Washington Blvd.  
Los Angeles, CA 90015

Antonio Ruiz, Attorney  
Weinberg, Roger & Rosenfeld Law Firm  
1001 Marina Village Parkway, Ste. 200  
Alameda, CA 94501

Christopher B. Wilkinson  
Associate Solicitor for Civil Rights and Labor-Management



June 30, 2014

[REDACTED]

Dear [REDACTED]:

This Statement of Reasons is in response to your March 7, 2014 complaint filed with the U.S. Department of Labor alleging that violations of Title IV of the Labor-Management Reporting and Disclosure Act of 1959 (LMRDA) occurred in connection with the election of officers conducted by the Service Employees International Union (SEIU), United Service Workers West (USWW) on September 20, 2013.

The Department conducted an investigation of your allegations. As a result of the investigation, the Department has concluded that no violation occurred that may have affected the outcome of the election. Following is an explanation of this conclusion.

You alleged that the union violated the LMRDA when it resolved a tie vote for the Industry Vice President Southern California (IVP) position in a manner that was illegal and not in compliance with the USWW Constitution and Bylaws. During the investigation, the Department discovered that an extra ballot from a different race was erroneously included and tallied with the IVP ballots, and, therefore, the IVP election did not result in a tie. A recount of the ballots indicated that Jaqueline Johnson won the election by one vote, 24 to 23.

After the Department informed the Union of these findings, the Union agreed to install [REDACTED]. On May 15, 2014, [REDACTED] was installed as Southern California IVP for USWW.

For the reasons set forth above, the Department has concluded that any violation that may have occurred has been remedied by the union. Accordingly, the office has closed the file on this matter.

Sincerely,

Patricia Fox, Chief  
Division of Enforcement

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