



September 21, 2016

Mr. Daryl Nusbaum, Financial Secretary  
United Auto Workers Local 1765  
1440 Bellefontaine Avenue  
Lima, OH 45804

Case Number: 350-6006948  
LM Number: 069346

Dear Mr. Nusbaum:

This office has recently completed an audit of United Auto Workers Local 1765 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 and Archie Sawmiller on September 8, 2016, 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 1765 for the fiscal year ended December 31, 2014, was [deficient in that or deficient in the following areas:

##### 1. Loans

UAW Local 1765 failed to accurately report \$3,200 paid to its Building Corporation for the purchase of a new furnace/air conditioning unit. This amount was incorrectly reported on the LM report in item 53 "Loans Made."

All trusts in which the labor organization is interested which are investments of the labor organization, such as building corporations, must be reported as investments (Item 28) on the LM-3 report, or Schedule 5 on the LM-2 report.

##### 2. 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 1765 amended its bylaws in 2011, but did not file a copy with its LM report for that year. Local 1765 has now filed a copy of its revised bylaws.

I am not requiring that Local 1765 file an amended LM report for 2014 to correct the deficient items, but Local 1765 has agreed to properly report the deficient items on all future reports it files with OLMS.

I want to extend my personal appreciation to United Auto Workers Local 1765 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,

Investigator

cc: Mr. Archie Sawmiller, President