

**U.S. DEPARTMENT OF LABOR
OFFICE OF LABOR-MANAGEMENT STANDARDS
WASHINGTON, DC 20210**

DETERMINATION

**Determination of a Complaint Filed under Title IV
of the Labor-Management Reporting and Disclosure Act of 1959**

On February 3 and 9, 2023, the Secretary of Labor received complaints alleging violations of Section 401 of the Labor-Management Reporting and Disclosure Act of 1959 (LMRDA), in the regularly scheduled election of officers conducted on November 7 and 14, 2022, by Printing Packaging & Production Workers Union (PPPWU) Local 406-C in Farmingdale, New York.

Pursuant to Sections 402 and 601 of the LMRDA, the Department of Labor conducted an investigation. The investigation disclosed that the union failed to mail election notices to all members at their last known address at least 15 days prior to the election.

Apprised of these findings, PPPWU Local 406-C agreed to conduct a new election for the office of president under the supervision of the Secretary of Labor, in accordance with Title IV of the LMRDA. The agreed upon remedial election was concluded on July 19, 2023. It is, therefore,

DETERMINED, that there is probable cause to believe that violations of Title IV of the LMRDA occurred which may have affected the outcome of the election conducted by PPPWU Local 406-C on November 7 and 14, 2022, but that these violations have been remedied by the new election, conducted in accordance with Title IV of the LMRDA, under the supervision of the Secretary of Labor, on July 19, 2023.

Therefore, civil action under Section 402(b) of the LMRDA to set aside the election conducted on November 7 and 14, 2022 is not warranted.

Signed September 7, 2023.

A large black rectangular redaction box covering the signature of Tracy L. Shanker.

Tracy L. Shanker
Chief, Division of Enforcement

U.S. Department of Labor

Office of Labor-Management Standards
Suite N-5119
200 Constitution Ave., NW
Washington, D.C. 20210
(202) 693-0143



September 7, 2023

[REDACTED]

Dear [REDACTED]:

The enclosed Determination represents the Department's final disposition of the matter mentioned therein.

Sincerely,

[REDACTED]

Tracy L. Shanker
Chief, Division of Enforcement

Enclosure

U.S. Department of Labor

Office of Labor-Management Standards
Suite N-5119
200 Constitution Ave., NW
Washington, D.C. 20210
(202) 693-0143



September 7, 2023

Michael LaSpina, President
PPPWU Local 406-C
246 Conklin Street, 2nd Floor
Farmingdale, NY 11735

Dear Mr. LaSpina:

The enclosed Determination represents the Department's final disposition of the matter mentioned therein.

Sincerely,

[Redacted Signature]

Tracy L. Shanker
Chief, Division of Enforcement

Enclosure

U.S. Department of Labor

Office of Labor-Management Standards
Suite N-5119
200 Constitution Ave., NW
Washington, D.C. 20210
(202) 693-0143



September 7, 2023

Kurt Freeman, President
Printing Packaging & Production Workers Union
12301 Old Columbia Pike, Suite 310
Silver Spring, MD 20904

Dear Mr. Freeman:

The enclosed Determination represents the Department's final disposition of the matter mentioned therein.

Sincerely,

A large black rectangular redaction box covering the signature of Tracy L. Shanker.

Tracy L. Shanker
Chief, Division of Enforcement

Enclosure