

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

DETERMINATION

Determination of Complaint Filed under Section 458.63 of the
Standards of Conduct Regulations (29 CFR 458.63) issued pursuant to
Section 7120(d) of the Civil Service Reform Act of 1978 (5 U.S.C. 7120(d))

On February 20, 2024, the Secretary of Labor received a complaint alleging violations of Section 458.29 of the Standards of Conduct Regulations (Regulations) issued pursuant to Section 7120(d) of the Civil Service Reform Act of 1978, in the regularly scheduled election of officers conducted on December 6, 2023, by American Federation of Government Employees Local 609 in Indianapolis, Indiana.

Pursuant to Section 458.50 of the Regulations, the Chief of the Division of Enforcement of the Office of Labor Management Standards (OLMS) caused an investigation to be conducted by the Department of Labor. The investigation disclosed that the conduct of the challenged election may have violated Section 458.29 of the Regulations in that Local 609 failed to comply with reasonable requests to send campaign literature.

Apprised of these findings, American Federation of Government Employees Local 609 agreed to conduct a new election of officers under the supervision of the Chief of the Division of Enforcement, in accordance with Section 458.29 of the Regulations. The agreed upon remedial election was concluded on October 28, 2024. It is, therefore,

DETERMINED, that there is probable cause to believe that violations of Section 458.29 of the Regulations occurred which may have affected the outcome of the election conducted by American Federation of Government Employees Local 609 on December 6, 2023, but that these violations have been remedied by the new election, conducted in accordance with Section 458.29, under the supervision of the Chief, Division of Enforcement, OLMS, on October 28, 2024.

Therefore, enforcement proceedings under Section 458.66 of the Regulations are not warranted.

Signed December 18, 2024.



Alison Dunn
Acting Chief, Division of Enforcement

U.S. Department of Labor

Office of Labor-Management Standards
Division of Enforcement
Washington, DC 20210



January 13, 2025

Mr. Craig Vogt, President
American Federation of Government Employees Local 609
5674 Caito Drive, Suite 120
Indianapolis, IN 46226

Dear Mr. Vogt:

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

Sincerely,



Alison Dunn
Acting Chief, Division of Enforcement

Enclosure



January 13, 2025

Mr. Everett Kelley
Government Employees AFGE AFL-CIO
80 F Street, NW
Washington, DC 20001

Dear Mr. Kelley:

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

Sincerely,



Alison Dunn
Acting Chief, Division of Enforcement

Enclosure