

U.S. Department of Labor

Office of Labor-Management Standards
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May 14, 2019

Mr. David Ratcliff, Secretary Treasurer
CWA LU 6012
4174 S 118th East Ave
Tulsa, OK 74146

Case Number: 420-6015144-
LM Number: 027532

Dear Mr. Ratcliff:

This office has recently completed an audit of CWA LU 6012 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 President Burton Barnhill on March 20, 2019, 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-2 filed by CWA LU 6012 for the fiscal year ended September 30, 2018 was deficient in the following areas:

1. 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. CWA LU 6012 amended its bylaws in 2016, but did not file a copy with its LM report for that year.

CWA LU 6012 has now filed a copy of its constitution and bylaws.

2. Disbursements to Officers

CWA LU 6012 did not include some disbursements to Burton Barnhill, David Ratcliff, and Dustin Martin totaling \$2,988.21 in Schedule 11 (All Officers and Disbursements to Officers). It appears that the local erroneously reported these payments in Schedules 15 through 19.

The union must report in Column F of Schedules 11 and 12 (Disbursements for Official Business) direct disbursements to officers and employees for reimbursement of expenses they incurred while conducting union business. In addition, the union must

report in Column F of Schedules 11 and 12 indirect disbursements made to another party (such as a credit card company) for business expenses union personnel incur. However, the union must report in Schedules 15 through 19 indirect disbursements for business expenses union personnel incur for transportation by public carrier (such as an airline) and for temporary lodging expenses while traveling on union business. The union must report in Column G (Other Disbursements) of Schedules 11 and 12 any direct or indirect disbursements to union personnel for expenses not necessary for conducting union business.

3. Failure to Report Investments

CWA LU 6012 failed to report union assets totaling at least \$576,394.11 held in the union's Edwards Jones and Ameriprise Financial investment account on the LM-2 Report. The local is required to report in Statement A (Assets and Liabilities), any investments owned by the union and held in the union's name.

CWA LU 6012 has now filed an amended Form LM-2 for the fiscal year ended September 30, 2018, to correct the deficient items discussed above.

I want to extend my personal appreciation to CWA LU 6012 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. Burton Barnhill, President
Ms. Cynthia Fields, Vice President Mobility
Mr. Dustin Martin, Vice President Network
Ms. LareRonita Ratcliff, Vice President Sales Operations