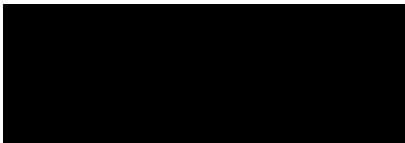




October 24, 2016



Dear [REDACTED]

This Statement of Reasons is in response to your March 15, 2016 complaint filed with the United States Department of Labor alleging that violations of Title IV of the Labor-Management Reporting and Disclosure Act (LMRDA or Act) occurred in connection with the election of officers of the Amalgamated Transit Union, Local 689 (Local 689) conducted on December 2, 2015.

The Department of Labor (Department) conducted an investigation of your allegation. As a result of the investigation, the Department has concluded that there was no violation that could have affected the outcome of the election. Following is an explanation of this conclusion.

You alleged that Local 689 improperly removed you from the Election Committee (Committee), reducing the membership of the Committee from five to four members, in violation of its constitution and bylaws. Section 401(e) of the LMRDA requires a union to conduct elections of officers in accordance with the union's constitution and bylaws. Section 9(a) of the Local 689 Bylaws states: "Elections and referendums shall be conducted under the supervision of an Election Committee composed of five (5) members, each elected for a term of three (3) years." The bylaws and the ATU constitution are silent regarding the process or standards for removal of Election Committee members. The LMRDA does not mandate a process for the selection or removal of election committee members. The Department's investigation showed that, prior to the election, you were terminated from your employment at the Washington Metropolitan Area Transit Authority (WMATA), rendering you unable to fulfill Committee duties requiring access to polling locations at WMATA worksites. Finally, although the Committee only had four members, the investigation revealed no situations in which the Committee was deadlocked, necessitating a fifth member's vote to break the tie. Thus, even if your removal from the Committee was improper, it did not affect the outcome of the election.

For the reasons set forth above, the Department has concluded that there was no violation of the Act that may have affected the outcome of the election in connection with your allegation. Accordingly, I have closed the file on this matter.

Sincerely,



Sharon Hanley
Chief, Division of Enforcement

cc: Lawrence Hanley, International President
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