

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

DETERMINATION

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

On May 3, 2019, the Secretary of Labor received a complaint alleging violations of Section 401 of the Labor-Management Reporting and Disclosure Act of 1959 (LMRDA), in the regularly scheduled election of officers concluded on December 11, 2018, by International Longshore and Warehouse Union Local 26 in Los Angeles, CA.


Pursuant to Sections 402 and 601 of the LMRDA, the Department of Labor conducted an investigation. The investigation disclosed that the union failed to provide proper notice of election, denied eligible members the right to vote, failed to hold nominations and an election for an officer position, failed to provide adequate safeguards, failed to follow its constitution and by-laws, and denied a member the right to inspect the union membership list.

Apprised of these findings, International Longshore and Warehouse Union Local 26 agreed to conduct new nominations and a new election of officers under the supervision of the Secretary of Labor, in accordance with Title IV of the LMRDA. The agreed upon remedial election was concluded on September 30, 2019. 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 International Longshore and Warehouse Union Local 26, which concluded on December 11, 2018, 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 September 30, 2019.

Therefore, civil action under Section 402(b) of the LMRDA to set aside the election concluded on December 11, 2018 is not warranted.

Signed December 3, 2019.



Brian A. Pifer
Chief, Division of Enforcement

U.S. Department of Labor

Office of Labor-Management Standards
Division of Enforcement
Washington, DC 20210
(202) 693-0143 Fax: (202) 693-1343



December 3, 2019

[REDACTED]

Dear [REDACTED]

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

Sincerely,

[REDACTED]

Brian A. Pifer
Chief, Division of Enforcement

Enclosure

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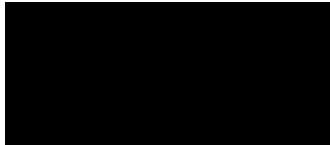
December 3, 2019

Ms. Luisa Gratz, President
International Longshore and Warehouse Union Local 26
5625 S. Figueroa Street
Los Angeles, CA 90037

Dear Ms. Gratz:

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

Sincerely,



Brian A. Pifer
Chief, Division of Enforcement

Enclosure

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Division of Enforcement
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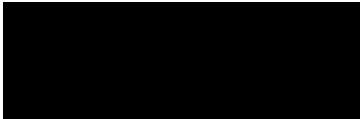
December 3, 2019

Mr. William Adams, President
International Longshore and Warehouse Union
1188 Franklin Street, 4th Floor
San Francisco, CA 94109

Dear Mr. Adams:

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

Sincerely,



Brian A. Pifer
Chief, Division of Enforcement

Enclosure