

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

DETERMINATION

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

On February 23, 2021, 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 October 1, 2017, by Communication Workers of America (CWA) Local 6222 in Houston, Texas.


Pursuant to Sections 402 and 601 of the LMRDA, the Department of Labor conducted an investigation. The investigation disclosed that CWA Local 6222 failed to provide adequate safeguards by using a ballot drop box that was left unattended and unsecured at the union hall during the election period; and failed to properly count ballots which resulted in an incorrect candidate being advanced to the runoff election for Secretary-Treasurer in violation of Section 401(c) of the LMRDA. Additionally, campaign literature was posted on AT&T company vehicles in violation of Section 401(g).

Apprised of these findings, CWA Local 6222 agreed to conduct a new election for the offices of President, Vice President II and III, Secretary-Treasurer, and Executive Board positions, AT&T Mobility (Call Center) and ASI under the supervision of the Secretary of Labor, in accordance with Title IV of the LMRDA. The agreed upon remedial election was concluded on August 3, 2021. 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 CWA Local 6222 on October 1, 2017, 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 August 3, 2021.

Therefore, civil action under Section 402(b) of the LMRDA to set aside the election conducted on October 1, 2017 is not warranted.

Signed September 28, 2021.


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 28, 2021

[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 28, 2021

Ray Rodriguez, President
Communication Workers of America Local 6222
10959 Ella Boulevard
Houston, TX 77067

Dear Mr. Rodriguez:

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

Sincerely,

[Redacted signature block]

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 28, 2021

Christopher Shelton, National President
Communication Workers of America
501 Third Street, N.W.
Washington, DC 20001

Dear Mr. Shelton:

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

Sincerely,



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 28, 2021

[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