

Statement of Reasons for Dismissing a Complaint
Alleging Amalgamated Transit Union
Improperly Imposed a Trusteeship over its Subordinate
Local 1756

The Department of Labor (Department) received a complaint on September 5, 2019, alleging that the Amalgamated Transit Union imposed a trusteeship over its subordinate body, Local 1756 (local or Local 1756), on or around September 12, 2018. The complaint further alleged that the trusteeship was not imposed for a purpose allowable under Title III of the Labor-Management Reporting and Disclosure Act of 1959 (LMRDA), 29 U.S.C. § 462.

A trusteeship imposed by a parent labor organization, in conformity with procedural requirements of its constitution and bylaws and authorized or ratified after a fair hearing, is presumed valid for a period of eighteen months of its establishment and shall not be subject to attack during such period except upon clear and convincing proof that the trusteeship was not established or maintained in good faith for an allowable purpose under section 302. *See* 29 U.S.C. §§ 462, 464(c).

The Department's investigation disclosed that the trusteeship was imposed in conformity with the procedural requirements of the International Constitution and for a purpose allowable under section 302. 29 U.S.C. § 462. The complaint failed to provide clear and convincing evidence that the trusteeship imposed during the period of presumed validity was not for an allowable purpose under section 302. In any event, that trusteeship was lifted on December 28, 2020, when newly elected officers were installed following the officer election held on December 7, 2020, and the subsequent runoff election conducted on December 23, 2020. On February 3, 2021, the International filed the requisite LM-16 Form attesting to the restoration of Local 1756's full autonomy. The Department confirmed that the local's autonomy has been fully restored.

For the reasons set forth above, the complaint is dismissed.



May 14, 2021

John Costa, International President
Amalgamated Transit Union (ATU)
10000 New Hampshire Avenue
Silver Spring, MD 20903-1706

Dear Mr. Costa:

This is to advise you of the disposition of a complaint filed with the Secretary of Labor alleging that violations of Title III of the Labor-Management Reporting and Disclosure Act of 1959, as amended (LMRDA), occurred with respect to the imposition of a trusteeship by the ATU over Local 1756, in El Monte, California.

Pursuant to Sections 304 and 601 of the LMRDA, an investigation was conducted by the Office of Labor-Management Standards. After carefully reviewing the investigative findings, and after consulting with the Solicitor of Labor, we have determined that legal action is not warranted in this case. We are, therefore, closing our file as of this date. The basis for this decision is set forth in the enclosed Statement of Reasons.

Sincerely,

Tracy L. Shanker
Chief, Division of Enforcement

Enclosure

cc: Beverly Dankowitz, Associate Solicitor
Civil Rights and Labor-Management Division



May 14, 2021

[REDACTED]

Dear [REDACTED]

This is to advise you of the disposition of your complaint filed with the Secretary of Labor alleging that violations of Title III of the Labor-Management Reporting and Disclosure Act of 1959 (LMRDA), occurred with respect to the imposition of a trusteeship by the Amalgamated Transit Union (ATU), over Local 1756, in El Monte, California.

Pursuant to Sections 304 and 601 of the LMRDA, an investigation was conducted by the Office of Labor-Management Standards. After carefully reviewing the investigative findings, and after consulting with the Solicitor of Labor, we have determined that legal action is not warranted in this case. We are, therefore, closing our file as of this date. The basis for this decision is set forth in the enclosed Statement of Reasons.

Sincerely,

[REDACTED]

Tracy L. Shanker
Chief, Division of Enforcement

Enclosure

cc: Beverly Dankowitz, Associate Solicitor
Civil Rights and Labor-Management Division