

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

DETERMINATION

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

On March 9, 2016, 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 conducted on November 20, 2015, by American Postal Worker Union Local 390 in Albany, New York.

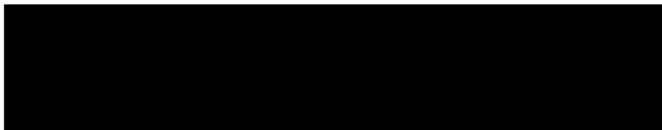
Pursuant to Sections 402 and 601 of the LMRDA, the Department of Labor conducted an investigation. The investigation disclosed that the union failed to mail notice of election to each member at his last known home address at least 15 days before the election, in violation of Section 401(e) of the LMRDA.

Apprised of these findings, American Postal Workers Union Local 390 agreed to conduct new nominations and a new election of president and vice president under the supervision of the Secretary of Labor, in accordance with Title IV of the LMRDA. The agreed upon remedial election was concluded on November 18, 2016. 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 of president and vice president conducted by American Postal Worker Union Local 390 on November 20, 2015, 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 November 18, 2016.

Therefore, civil action under Section 402(b) of the LMRDA to set aside the election conducted on November 20, 2015 is not warranted.

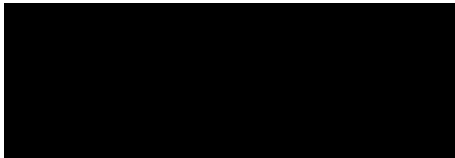
Signed this 14th day of December, 2016.



Sharon Hanley
Chief, Division of Enforcement



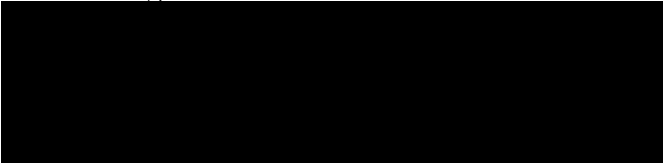
January 31, 2017



Dear [REDACTED]

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

Sincerely,



Sharon Hanley
Chief, Division of Enforcement

Enclosure

U.S. Department of Labor

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



January 31, 2017

Mr. Joseph Galipeau, President
American Postal Worker Union Local 390
1767 Central Avenue
Albany, New York 12205

Dear Mr. Galipeau:

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

Sincerely,


Sharon Hanley
Chief, Division of Enforcement

Enclosure

U.S. Department of Labor

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



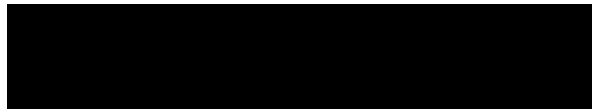
January 31, 2017

Mr. Mark Dimondstein, President
American Postal Workers Union
1300 L Street, N.W.
Washington, DC 20005

Dear Mr. Dimondstein:

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

Sincerely,



Sharon Hanley
Chief, Division of Enforcement

Enclosure