



November 1, 2016

[REDACTED]

Dear [REDACTED]:

This Statement of Reasons is in response to your June 16, 2015 complaint to the U.S. Department of Labor alleging that violations of Title IV of the Labor-Management Reporting and Disclosure Act of 1959 (LMRDA) occurred in connection with the election of officers of Local 78 (local or Local 78), Laborers' International Union of North America (International), that was held on June 20, 2015.

The Department conducted an investigation of your allegations. As a result of the investigation, the Department concluded that there were no violations that may have affected the outcome of the election.

You alleged that the local improperly disqualified you from running for secretary-treasurer when it determined that you were not literate. Section 401(e) of the LMRDA provides, in relevant part, that every member in good standing shall be eligible to be a candidate. The local's eligibility requirements are contained in the International's Uniform Local Union Constitution (ULUC), including the literacy requirement. Article V, section 3 requires that a member "shall be literate" as a condition of candidacy for local union office. The Department's investigators attempted to contact you to substantiate this allegation. After numerous telephone calls to you, and without receiving any response from you, the Department cannot substantiate this allegation. Consequently, this allegation is dismissed.

For the reason set forth above, your complaint to the Department is dismissed, and I have closed the file in this matter.

Sincerely,

Sharon Hanley  
Chief, Division of Enforcement

cc: Terry O'Sullivan, General President  
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Kazimierz Prosniewski, President  
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Beverly Dankowitz, Associate Solicitor  
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