

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 August 28, 2018, 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 April 30, 2018, by United Steelworkers/Turlock Emergency & Medical Services Association (TEMSA) Local 12911 in Turlock, CA.


Pursuant to Sections 402 and 601 of the LMRDA, the Department of Labor conducted an investigation. The investigation disclosed that TEMSA Local 12911 denied a candidate's reasonable request to distribute campaign literature in violation of Section 401(c) of the LMRDA.

Apprised of these findings, TEMSA Local 12911 agreed to conduct a new election for the office of 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 December 20, 2018. 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 United Steelworkers/Turlock Emergency & Medical Services Association Local 12911 on April 30, 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 December 20, 2018.

Therefore, civil action under Section 402(b) of the LMRDA to set aside the election conducted on April 30, 2018 is not warranted.

Signed this 15th day of January, 2019.


Andrew Auerbach
Acting 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



January 17, 2019

[REDACTED]

Dear [REDACTED]:

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

Sincerely,

[REDACTED]

Andrew Auerbach
Acting Chief, Division of Enforcement

Enclosure

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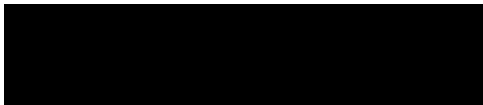
January 17, 2019

Mr. Lee Almeida, President
United Steelworkers/Turlock Emergency & Medical Services Association Local 12911
222 Thor Street, Suite 7
Turlock, CA 95380

Dear Mr. Almeida:

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

Sincerely,



Andrew Auerbach
Acting Chief, Division of Enforcement

Enclosure

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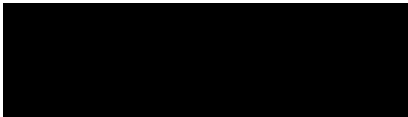
January 17, 2019

Mr. Leo W. Gerard, International President
Steelworkers AFL-CIO
66 Boulevard of the Allies
Pittsburgh, PA 15222

Dear Mr. Gerard:

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

Sincerely,



Andrew Auerbach
Acting Chief, Division of Enforcement

Enclosure