

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

v.

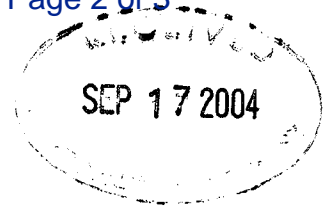
99-CV-915-A

LABORERS' LOCAL 210, *et al.*,

Defendants.

REPORT OF THE COURT APPOINTED LIAISON OFFICER
FOR LABORERS' LOCAL 210

JOHN J. McDONNELL
Court Liaison Officer



LOCAL 210 ELECTION CERTIFICATION

September 16, 2004

The Honorable Richard D. Arcara
United States District Court Judge
Western District of New York
RE: Certification of the January 12/13, 2001 Election
Laborers' Local 210 Buffalo, New York
Civil 99-CV0915A

Dear Judge Arcara,

Pursuant to paragraph V.(E.) (4.) of the January 24, 2000 Consent Decree, I hereby certify to the United States District Court the results of the June 12, 2004 election of officers of Local 210, Laborers' International Union of North America, AFL-CIO.

Having received a majority of the votes cast, and finding that there is no evidence of irregularity, unfairness, or impropriety in the conduct or results of the election, and no valid protests having been timely filed, the individuals set forth below are hereby certified to the Court and Laborers' International Union of North America to be the elected officers of Local 210.

PRESIDENT	Harley Locking
VICE PRESIDENT	Dominic Calandra
RECORDING-SECRETARY	Rick Bugman
SECRETARY-TREASURER	Joe Biondo
BUSINESS MANAGER	Bill Hoffman
SERGEANT-AT-ARMS	Thomas M. Poppenberg

AUDITOR

Roz Helminiak

David Scheuer

Bob Wopperer

EXECUTIVE BOARD

Jim Tyczka

Dan Hurley

One of the primary intentions of the Consent Decree was to restore democracy at Local 210 through a fair and coercive free election. On June 12, 2004, pursuant to the purposes of the Consent Decree Section V (E.) (1.), the election was conducted under the supervision of Election Officer Daniel E. Clifton. A total of 428 members voted. Eight challenged ballots were not counted

The conduct of the membership was outstanding; no election-day issues to report. The campaign process resulted in no valid protests, however, one matter warrants further examination.

I have reviewed the entire campaign process including an examination of the required campaign financial disclosure forms submitted by the candidates/slates. The records of the elected candidates, all members of the "Rank and File Party Slate", and the other unsuccessful candidates, with the exception of one unsuccessful candidate, are complete and accurate.

I have determined that one unsuccessful candidate has not submitted the required financial disclosure forms. This warrants further investigation which should be completed within the next sixty (60) days. This is particularly disturbing because this unsuccessful candidate was also a member of the unsuccessful slate in the 2000.

In certifying this election, to the court, I am not reporting that no candidate violated election rules and/or regulations. I am reporting that I have reviewed the entire election process; there are no qualifying factors that would prevent my certification.

Respectfully,



John J. McDonnell
Court Liaison Officer