

Vincent M. Giblin (VG 3668)

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Co-Counsel for Plaintiffs Patrick Byrne and Paul Drazen,  
as Trustees to LIUNA, Local No. 734 Pension and Welfare Funds and Laborers Local 734.

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

**PATRICK BYRNE and PAUL DRAZEN,  
as TRUSTEES OF THE LABORERS'  
INTERNATIONAL UNION OF NORTH  
AMERICA LOCAL 734 PENSION FUND  
and LABORERS' INTERNATIONAL  
UNION OF NORTH AMERICA LOCAL  
734 WELFARE AND EDUCATIONAL  
FUND, and LABORERS LOCAL 734**

**Plaintiffs,**

**-vs-**

**LOUIS CALASTRO, SALVATORE  
SALERNO, MICHAEL ROSADO,  
JOSEPH GAMBARDELLA, PETER  
RIZZO, JOHN FRITZSCH, AUGUST  
VERGALITO, RHODA VERGALITO,  
JAMIE DOLAN, EDWARD DOLAN,  
BERNARD DWYER, ISAAC BAROCUS  
a/k/a "Irving Barocus", FRANK  
PERNICE, CHARLES J. PURCELL, CJP  
ACCOUNTING, INC., PURCELL  
ORGANIZATION, INC., DENNIS J.  
JASTRZEBSKI, DDS, CHRISTOPHER  
SABATELLA, DANIEL CASTIGLIONE,  
JOHN DOES 1-26, and ABC  
CORPORATIONS 1-26,**

**Defendants.**

**Hon. Dennis M. Cavanaugh, U.S.D.J.**

**Civil Action No. 05-68**

**CERTIFICATION OF  
VINCENT M. GIBLIN, ESQ.,**

Pursuant to 28 U.S.C., §1746, I hereby declare under the penalty of perjury under the laws of the United States of America that the documents attached to this certification are true and correct copies of the following:

- (1) Plaintiffs' First Request to Produce Documents to Defendants Rizzo, Calastro, and Salerno, dated January 13, 2005.
- (2) Plaintiffs' Request for a Case Management Conference to Compel Outstanding Discovery from Defendants, dated February 1, 2005.
- (3) Local 734 Welfare Fund, *Meeting Minutes*, dated May 15, 1991.
- (4) Local 734 Welfare Fund, *Meeting Minutes*, dated October 26, 1995.
- (5) Local 734 Pension Fund, *Meeting Minutes*, dated April 8, 1997.
- (6) Local 734 Pension Fund, *Meeting Minutes*,, dated September 12, 2000.
- (7) Restated, Supplemented and Amended Agreement and Declaration of Trust, Local 734 Pension Fund, dated September 3, 1998.
- (8) Restated, Supplemented and Amended Agreement and Declaration of Trust, Local 734 Welfare and Educational Fund, dated September 3, 1998.
- (9) Resolution, Welfare and Educational Fund and Pension Fund, dated September 20, 2004.
- (10) Employment Agreement, dated October 20, 2003, for the Position of Assistant Funds Manager with Rizzo.
- (11) Local 734 Pension Fund, *Meeting Minutes*, dated November 20, 1995.
- (12) Local 734 Welfare Fund, *Meeting Minutes*, dated November 28, 1995.
- (13) Employment Agreement, dated July 9, 1996, for the position of Fund Administrator with John Fritzsch.

- (14) IRC Form 5500, dated 1995, Local 734 Welfare Fund.
- (15) IRC Form 5500, dated 1996, Local 734 Welfare Fund.
- (16) IRC Form 5500, dated 1997, Local 734 Welfare Fund.
- (17) IRC Form 5500, dated 1998, Local 734 Welfare Fund.
- (18) IRC Form 5500, dated 1999, Local 734 Welfare Fund.
- (19) IRC Form 5500, dated 2000, Local 734 Welfare Fund.
- (20) IRC Form 5500, dated 2001, Local 734 Welfare Fund.
- (21) IRC Form 5500, dated 2002, Local 734 Welfare Fund.
- (22) Local 911 International Union of Production, Clerical & Public Employees, Form LM-2, Labor Organization Annual Report, dated 1990 to 1996.
- (23) Service Provider Agreement, dated November 1, 2003, between CJP Accounting and Local 734 Pension Fund and Welfare and Educational Fund.
- (24) Local 734 Welfare Fund, *Meeting Minutes*, dated September 8, 1998.
- (25) Local 734 Welfare Fund, *Meeting Minutes*, dated September 9, 2003.
- (26) Laborers Local 734, Form LM-2, Labor Organization Annual Report, dated 1995.
- (27) Laborers Local 734, Form LM-2, Labor Organization Annual Report, dated 1996.
- (28) Laborers Local 734, Form LM-2, Labor Organization Annual Report, dated 1997.
- (29) Laborers Local 734, Form LM-2, Labor Organization Annual Report, dated 1998.

- (30) Laborers Local 734, Form LM-2, Labor Organization Annual Report, dated 1999.
- (31) Laborers Local 734, Form LM-2, Labor Organization Annual Report, dated 2000.
- (32) Laborers Local 734, Form LM-2, Labor Organization Annual Report, dated 2001.
- (33) Laborers Local 734, Form LM-2, Labor Organization Annual Report, dated 2002.
- (34) Local 734 Welfare Fund, *Meeting Minutes*, dated October 8, 2002.
- (35) Local 734 Welfare Fund, *Meeting Minutes*, dated January 14, 2003.
- (36) Local 734 Welfare and Pension Funds, *Job Descriptions of Employees*.
- (37) Local 734 Pension Fund, *Meeting Minutes*, dated September 14, 1993.
- (38) Local 734 Pension Fund, *Meeting Minutes*, dated September 13, 1994.
- (39) Local 734 Pension Fund, *Meeting Minutes*, dated March 10, 1998.
- (39) Local 734 Pension Fund, *Meeting Minutes*, dated March 10, 1998.
- (40) Employment Agreement, dated November 4, 2003, for the Position of Educational Fund Director with Dwyer.
- (41) Local 734 Welfare Fund, *Meeting Minutes*, dated December 9, 2003.
- (42) Local 734 Welfare Fund, *Meeting Minutes*, dated August 29, 1996.
- (43) Local 734 Welfare Fund, *Meeting Minutes*, for 2003-04, Showing Brick Office Expenses.
- (44) Local 734 Welfare Fund, *Meeting Minutes*, for 2000, Showing Brick Office Expenses.

- (45) Local 734 Welfare Fund, *Meeting Minutes*, for 2001, Showing Brick Office Expenses.
- (46) Local 734 Welfare Fund, *Meeting Minutes*, for 2002, Showing Brick Office Expenses.
- (47) Transcript of Proceedings, *In the Matter of Trusteeship Local 734*, dated December 6, 2004.
- (48) Collective Bargaining Agreement between York Services Industries and Local 734, L.I.U. of N.A., A.F.L.-C.I.O., effective January 1, 1995 to December 31, 1996.
- (49) Collective Bargaining Agreement between York Services Industries and Local 734, L.I.U. of N.A., A.F.L.-C.I.O., effective January 1, 1997 to December 31, 2000.
- (50) Site Agreement between York Services Industries and Local 734, L.I.U. of N.A., A.F.L.-C.I.O., effective January 1, 1997 to December 31, 2000) (Hotel Industry).
- (51) Site Agreement between York Services Industries and Local 734, L.I.U. of N.A., A.F.L.-C.I.O., effective May 1, 1999 through April 30, 2002 (Victoria Secrets).
- (52) Site Agreement between York Services Industries and Local 734, L.I.U. of N.A., A.F.L.-C.I.O., effective May 1, 1999 to April 30, 2002 (Vigilant).
- (53) Site Agreement between York Services Industries and Local 734, L.I.U. of N.A., A.F.L.-C.I.O., effective October 1, 1999 to September 30, 2002 (American Camping).

- (54) Site Agreement between York Services Industries and Local 734, L.I.U. of N.A., A.F.L.-C.I.O., effective October 1, 1999 through September 30, 2002 (Westwood LLC).
- (55) Site Agreement between York Services Industries and Local 734, L.I.U. of N.A., A.F.L.-C.I.O., effective May 1, 2002 to April 30, 2005, (Victoria Secrets).
- (56) Correspondence from Louis Calastro to Michael Rosado, dated February 3, 2003.

  
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VINCENT M. GIBLIN

Dated: February 8, 2005  
at Iselin, New Jersey.