

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Plaintiff,

v.

INTERNATIONAL BROTHERHOOD OF
TEAMSTERS, CHAUFFEURS,
WAREHOUSEMEN AND HELPTER OF
AMERICA, AFL-CIO, et al.,

Defendants.

88 Civ. 4486 (LAP)

DECLARATION OF
ELLEN LONDON

I, Ellen London, pursuant to 28 U.S.C. § 1746, declare as follows:

1. I am an Assistant United States Attorney in the Office of the United States Attorney for the Southern District of New York, and I submit this declaration in support of the joint application of the United States of America (the "Government") and the International Brotherhood of Teamsters (the "IBT") for entry of an order approving election rules for the 2016 International Union Delegate and Officer Election (the "2016 IBT Election Rules"). This declaration presents the Court with the proposed 2016 IBT Election Rules agreed to by the Government and the IBT and explains the process by which those rules were formulated.

2. On February 26, 2015, the Court approved a Stipulation and Order (the "February 2015 Order") to govern the conduct of the 2016 IBT Election. A true and complete copy of the February 2015 Order is attached to this declaration as Exhibit A.

3. Paragraph four of the February 2015 Order provides, in pertinent part, as follows:

The 2016 IBT Election shall be conducted in accordance with election rules (the "2016 Election Rules"), which shall be prepared as provided in the Final Order, including the requirement that they be jointly agreed upon by the parties following comments by IBT members and any interested parties. IBT members and other interested parties will be afforded notice and a period of at least thirty (30) days to comment upon the 2016 Election Rules. After the parties have jointly agreed upon the 2016 Election Rules, the 2016 Election Rules may be modified or supplemented by mutual consent of the Election Supervisor and the parties.

4. On March 30, 2015, Richard Mark, the Election Supervisor appointed pursuant to paragraph two of the February 2015 Order, published the proposed 2016 IBT Election Rules for comment, along with a Notice of Proposed Rules for the 2015-16 IBT International Union Delegate and Officer Election and Invitation for Comments (the "March 2015 Notice"), on the website www.ibtvote.org. The March 2015 Notice invited members of the IBT and all other interested parties to comment on the proposed 2016 IBT Election Rules by submitting written comments to the Election Supervisor by 5:00 p.m., May 22, 2015. A true and complete copy of the 2016 IBT Election Rules as posted for comment on www.ibt.vote.org is attached to this declaration as Exhibit B, and a true and complete copy of the March 2015 Notice is attached to this declaration as Exhibit C.

5. The Election Supervisor has advised me that a copy of the proposed 2016 IBT Election Rules were mailed to the principal officers of every IBT local union and joint council. In addition, the April/May edition of the Teamster Magazine contained an Election Supervisor's Report (the "Report"), which stated that copies of the proposed 2016 IBT Election Rules could be found at www.ibtvote.org and that persons could call or write the Election Supervisor to request a copy. The Report also invited members of the IBT and all other interested parties to comment on the proposed 2016 IBT Election Rules by submitting written

comments to the Election Supervisor by 5:00 p.m., May 22, 2015. A true and complete copy of the Report is attached to this declaration as Exhibit D.

6. On June 4, 2015, the Office of the Election Supervisor provided the Government and the IBT with copies of the comments received for the proposed 2016 IBT Election Rules. Three comments were submitted by email, and the Election Supervisor extracted the comments from the submitter's email and provided just the comments to the Government and the IBT. Two comments were submitted by letter, and those letters were provided to the Government and the IBT. A true and complete copy of the comments as provided to the parties by the Election Supervisor are attached to this declaration as Exhibit E.

7. By memorandum dated June 4, 2015, the Election Supervisor provided the Government and the IBT with his analysis of the comments received by the Office of the Election Supervisor ("Election Supervisor's Memorandum"). The Election Supervisor's Memorandum recommended that no changes be made to the proposed 2016 IBT Election Rules as published for comment except for correction of non-substantive typographical errors and adding an additional three days to the period between the mailing of the ballots in delegate elections and the deadlines for them to be returned. A true and complete copy of the Election Supervisor's Memorandum is attached to this declaration as Exhibit F.

8. The Election Supervisor has advised me that each of the persons who submitted a comment received a copy of all the comments submitted (Exhibit E) and the Election Supervisor's Memorandum (Exhibit F).

9. On June 9, 2015, after reviewing the comments and the Election Supervisor's Memorandum, counsel for the Government and counsel for the IBT agreed to the proposed 2016 IBT Election Rules as recommended by the Election Supervisor. A true and complete

copy of the Election Rules as agreed to by the Government and the IBT are attached to this declaration as Exhibit G.

10. Accordingly, the Government and the IBT jointly request that the Court review and approve the proposed 2016 IBT Election Rules attached to this declaration as Exhibit G by entering the enclosed order.

I declare under penalty of perjury that the foregoing is true and correct.

New York, New York
Dated: June 18, 2015



ELLEN LONDON
Assistant United States Attorney