

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 September 19, 2022, 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, 2022, by Stage and Picture Operators, Local 44 in Valley Village, California.

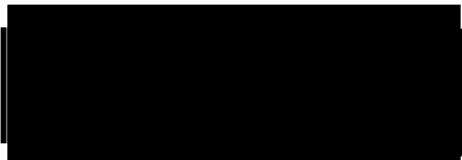
Pursuant to Sections 402 and 601 of the LMRDA, the Department of Labor conducted an investigation. The investigation disclosed that the union failed to follow its constitution and bylaws when it did not enforce a majority vote requirement.

Apprised of these findings, Stage and Picture Operators, Local 44 agreed to conduct a runoff election of officers under the supervision of the Secretary of Labor, in accordance with Title IV of the LMRDA. The agreed upon remedial election was concluded when the challenging candidates chose not to participate in the runoff election. 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 Stage and Picture Operators, Local 44 on April 30, 2022, but that these violations have been remedied, in accordance with Title IV of the LMRDA, under the supervision of the Secretary of Labor.

Therefore, civil action under Section 402(b) of the LMRDA to set aside the election conducted on April 30, 2022, is not warranted.

Signed December 20, 2022.

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Tracy L. Shanker
Chief, Division of Enforcement

U.S. Department of Labor

Office of Labor-Management Standards
Suite N-5119
200 Constitution Ave., NW
Washington, D.C. 20210
(202) 693-0143



December 20, 2022

[REDACTED]

Dear [REDACTED]:

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

Sincerely,

[REDACTED]

Tracy L. Shanker
Chief, Division of Enforcement

Enclosure

U.S. Department of Labor

Office of Labor-Management Standards
Suite N-5119
200 Constitution Ave., NW
Washington, D.C. 20210
(202) 693-0143



December 20, 2022

Tobey Bays, Business Agent
Stage and Picture Operators, Local 44
12021 Riverside Drive
Valley Village, CA 91607

Dear Mr. Bays:

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

Sincerely,



Tracy L. Shanker
Chief, Division of Enforcement

Enclosure

U.S. Department of Labor

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Suite N-5119
200 Constitution Ave., NW
Washington, D.C. 20210
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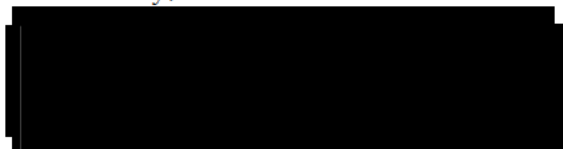
December 20, 2022

Matthew Loeb, International President
International Alliance of Theatrical Stage Employees
207 W. 25th Street
New York, NY 10001

Dear Mr. Loeb:

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

Sincerely,



Tracy L. Shanker
Chief, Division of Enforcement

Enclosure