

**U.S. DEPARTMENT OF LABOR
OFFICE OF LABOR-MANAGEMENT STANDARDS
WASHINGTON, DC 20210**

DETERMINATION

Determination of complaint Filed under Title IV
of the Labor-Management Reporting and Disclosure Act of 1959

On August 21, 2023, the Secretary of Labor received 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 September 13, 2023, by Roofers Local 74 in West Seneca, New York.

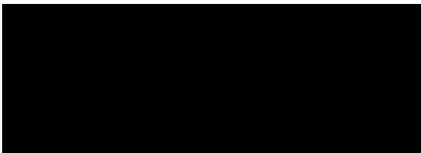
Pursuant to Sections 402 and 601 of the LMRDA, the Department of Labor conducted an investigation. The investigation disclosed that Roofers Local 74 failed to comply with LMRDA Section 401(e) when it denied eligibility to members in good standing the right to be candidates in the union officer election when it imposed an unreasonable membership meeting attendance requirement.

Apprised of these findings, Roofers Local 74 agreed to conduct new nominations and a new 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 on February 2, 2024. 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 Roofers Local 74 on September 13, 2023, 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 February 2, 2024.

Therefore, civil action under Section 402(b) of the LMRDA to set aside the election conducted on September 13, 2023 is not warranted.

Signed February 20, 2024.

A large black rectangular redaction box covering the signature of Tracy L. Shanker.

Tracy L. Shanker
Chief, Division of Enforcement



February 20, 2024

[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
Division of Enforcement
Washington, DC 20210



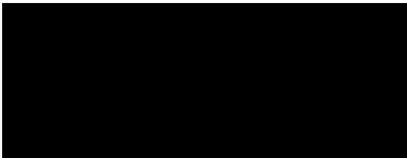
February 20, 2024

Mike Doyle, Business Manager
Roofers Local 74
2800 Clinton Street
West Seneca, NY 14224

Dear Mr. Doyle:

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

Office of Labor-Management Standards
Division of Enforcement
Washington, DC 20210



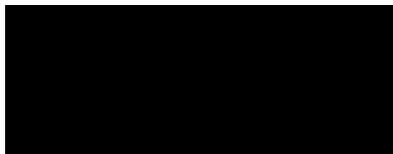
February 20, 2024

James A. Hadel, International President
United Union of Roofers, Waterproofers & Allied Workers
1660 L Street, NW, Suite 800
Washington, DC 20036-5646

Dear Mr. Hadel:

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

Sincerely,



Tracy L. Shanker
Chief, Division of Enforcement

Enclosure