

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 1, 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 June 21, 2023 by International Brotherhood of Electrical Workers (IBEW) Local 53 in Kansas City, Missouri.


Pursuant to Sections 402 and 601 of the LMRDA, the Department of Labor conducted an investigation. The investigation disclosed that the union failed to provide adequate safeguards when it provided unclear voting instructions with the ballot packages mailed to members, in violation of Section 401(c) of the LMRDA.

Apprised of these findings, IBEW Local 53 agreed to conduct 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 January 16, 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 IBEW Local 53 on June 21, 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 January 16, 2024.

Therefore, civil action under Section 402(b) of the LMRDA to set aside the election conducted on June 21, 2023 is not warranted.

Signed March 8, 2024.



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



March 11, 2024



Dear [REDACTED]:

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
Suite N-5119
200 Constitution Ave., NW
Washington, D.C. 20210
(202) 693-0143



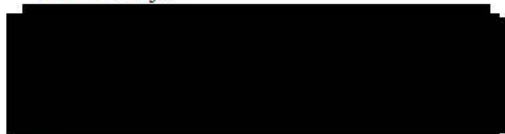
March 11, 2024

Benjamin Bush, Business Manager/Financial Secretary
International Brotherhood of Electrical Workers Local 53
1100 Admiral Blvd.
Kansas City, MO 64106

Dear Mr. Bush:

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
Suite N-5119
200 Constitution Ave., NW
Washington, D.C. 20210
(202) 693-0143



March 11, 2024

Kenneth W. Cooper, International President
International Brotherhood of Electrical Workers
900 7th Street NW
Washington, DC 20001

Dear Mr. Cooper:

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

Sincerely,

A large black rectangular redaction box covering the signature area.

Tracy L. Shanker
Chief, Division of Enforcement

Enclosure