

**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 October 13, 2017, 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 June 6, 2017, by LIUNA Local 814 in Morgantown, West Virginia.

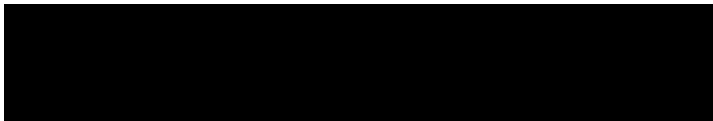
Pursuant to Sections 402 and 601 of the LMRDA, the Department of Labor conducted an investigation. The investigation disclosed that the union failed to count the ballots of nine members at the tally and to install the winning candidates into the offices of Business Manager-Delegate and Executive Board Member at Large.

Apprised of these findings, LIUNA Local 814 agreed to conduct new nominations and a new election for Business Manager-Delegate and Executive Board Members at Large under the supervision of the Secretary of Labor, in accordance with Title IV of the LMRDA. The agreed upon remedial election was concluded on May 15, 2018. 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 LIUNA Local 814 on June 6, 2017, 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 May 15, 2018.

Therefore, civil action under Section 402(b) of the LMRDA to set aside the election conducted on June 6, 2017 is not warranted.

Signed this 4th day of October 2018.



Sharon Hanley
Chief, Division of Enforcement



October 4, 2018

[REDACTED]

Dear [REDACTED]

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

Sincerely,

[REDACTED]

Sharon Hanley
Chief, Division of Enforcement

Enclosure

U.S. Department of Labor

Office of Labor-Management Standards
Division of Enforcement
Washington, DC 20210
(202) 693-0143 Fax: (202) 693-1343



October 4, 2018

Mr. Tom Moran, Business Manager
LIUNA Local 814
P.O. Box 4226
Morgantown, WV 26504

Dear Mr. Moran:

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

Sincerely,



Sharon Hanley
Chief, Division of Enforcement

Enclosure

U.S. Department of Labor

Office of Labor-Management Standards
Division of Enforcement
Washington, DC 20210
(202) 693-0143 Fax: (202) 693-1343



October 4, 2018

Mr. Terence M. O'Sullivan, General President
Laborer's International Union of North America, AFL-CIO
905 16th Street, NW
Washington, DC 20006

Dear Mr. O'Sullivan:

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

Sincerely,



Sharon Hanley
Chief, Division of Enforcement

Enclosure