

U.S. Department of Labor

JUL 31 2008

Employment Standards Administration
Office of Labor-Management Standards
Washington, D.C. 20210

LM File No. [REDACTED]



Reagan Guthrie
Loren Yunk, CPA, PC
2221 E. Broadway #106
Tucson, AZ 85719

Dear Ms. Guthrie:

This is in response to your continuing hardship exemption request for American Federation of Government Employees, Local 2544, LM File Number [REDACTED] for the fiscal years ending December 31, 2005, December 31, 2006, and December 31, 2007. Your request dated November 14, 2007 was received by the Office of Labor-Management Standards (OLMS) on July 30, 2008. A continuing hardship exemption request requires the requesting union to demonstrate that it cannot file Form LM-2 electronically without undue burden or expense.

You based your request upon the following information stated in your letter:

You filed for an electronic signature in November 2006. As of the date of this letter you have not received the electronic signature to file electronically.

OLMS notes that a request for exemption from electronic filing must come from one of the officers responsible for signing the LM-2, not from an employee of the union. Further, the reason provided for the request is insufficient to grant an exemption from electronic filing. If a union has a problem with the process of obtaining electronic signatures, it is the union's responsibility to follow up with the entity from whom the signatures were purchased to receive the signatures.

OLMS therefore denies your continuing hardship exemption request for filing Form LM-2 for the fiscal years ending December 31, 2005, December 31, 2006, and December 31, 2007, based on the information that you have provided.

If you have any further questions about filing Form LM-2 pursuant to the hardship exemption, please call 202-693-0123 and reference your organization's LM file number.

Sincerely,

Beverly E. Walker, Chief
Division of Interpretations
and Standards

cc: Larry King, Chief, Division of Reports, Disclosure & Audits