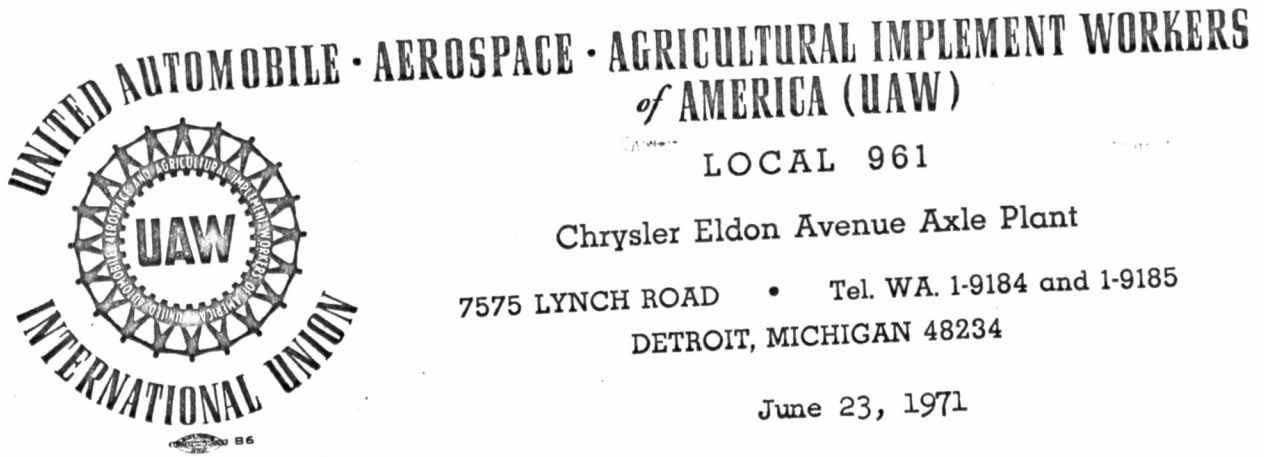


DETROIT REVOLUTIONARY MOVEMENT RECORDS

BOX 2 OF 16

FOLDER 16

CHRYSLER ELDON UAW LOCAL
961 CORRESPONDENCE 1971
2 OF 2



LOCAL 961

Chrysler Eldon Avenue Axle Plant

7575 LYNCH ROAD • Tel. WA. 1-9184 and 1-9185
DETROIT, MICHIGAN 48234

June 23, 1971

Mr. Jordon U.Sims
571 Harding
Detroit, Michigan 48214

Dear Sir and Brother:

Please be advised that I am in receipt of the copy of your letter of Protest dated June 17, 1971, addressed to President Woodcock.

I wish to inform you that your communication will receive the attention as outlined in our constitution and Local By- Laws.

Fraternally yours,

Charles Burton

Charles Burton, Recording Secretary

Local 961 U.A.W.

CB/db

opeiu42af1cio

6/23/71

June 23, 1971

DEAR SIR,

THIS IS A VERY DIFFICULT LETTER FOR ME TO WRITE BECAUSE I AM NOT SURE EXACTLY WHERE I AM IN THIS SITUATION NOW. I HAVE TAKEN GREAT PAINS TO FOLLOW THE ADVICE I HAVE BEEN GIVEN BY THE PEOPLE IN; 1. MY LOCAL AND INTERNATIONAL UNION AND 2. the PEOPLE I INITIALLY TALKED TO IN THE NLRB REG. OFFICES HERE IN DETROIT. MY UNION SPECIFIC INSTRUCTED ME AS TO MY OBLIGATION TO EXHAUST ALL INTERNAL REMEDIES AS SET FORTH IN OUR UAW CONSTITUTION AND CONTRACT OR I WOULD OR COULD BE HELD IN VIOLATION THEM; i sought the ADVICE OF THE NLRB REG. OFFICE PEOPLE TO VERIFY THE PROPRIETY OF THESE INSTRUCTIONS FROM MY UNION AND THEY CONFIRMED THE STATEMENTS OF MY UNION AS ACCURATE AND TOLD ME THAT I WOULD NOT JEOPARDIZE MY CASE IN EXHAUSTING INTERNAL UNION REMEDIES IF MY UNION CONTRACT AND CONSTITUTION REQUIRED IT ; THEN WHEN I HAVE ABIDED BY ALL OF THESE REQUIREMENTS AND EXHAUSTED ALL OF THE INTERNAL REMEDIES, I GET A LETTER FROM REG. DIRECTOR BROOKS STATING THAT MY APPEAL OR CHARGE ARE UNTIMELY??? I HAVE EXPLAINED OR MAYBE I SHOULD SAY I HAVE TRIED TO GET BROTHER BROOKS AND THE MEMBERS OF HIS STAFF THAT I HAVE TALKED TO TO UNDERSTAND THAT " THE SPECIFIC NATURE OF MY COMPLAINT OR CHARGES DEALS NOT ONLY WITH MY INITIAL DISCHARGE BUT WITH THE TOTAL PROGRAM OR PROBLEM THAT BEGAN IN EARNEST A MONTH OR TWO BEFORE THE DISCHARGE AND ENDED WITH THE FINAL AND UNFAVORABLE DECISION OF MR GABRIEL ALEXANDER AT THE LAST STEP OF THOSE SAME INTERNAL PROCEDURES EVERYONE TOLD ME I HAD TO EXHAUST BEFORE SEEKING ANY OUTSIDE ASSISTANCE OR RELIEF ??

BROTHER BROOKS OF THIS DETROIT AREA REG. OF THE NLRB THEN SENT ME THE LETTER OF DENIAL OR REJECTION OF MY CHARGES ON THE BASIS THAT THEY WERE UNTIMELY AND THIS CAME TO MY HOME DURING THE TIME OF THE GENERAL ELECTIONS OF MY LOCAL UNION IN WHICH I WAS DEEPLY INVOLVED AS A CANDIDATE FOR THE PRESIDENCY. BY THE TIME I FOUND THE LETTER IN AMONG ALL THE OTHER PAPERS, PAMPHLETS, AND OTHER ELECTION LITERATURE AND CALLED BROTHER BROOKS, I WAS INFORMED THAT I AM ALSO UNTIMELY HERE ALSO???

BROTHER BROOKS DID ADVISE ME THAT I COULD WRITE YOUR OFFICES AND IF YOU FELT THAT MY EXPLANATION IS REASONABLE OR HAS SOME JUSTIFICATION FOR CONSIDERATION, YOUR OFFICES COULD REVIEW MY CASE IN THE LIGHT OF WHAT I AM ALLEDGING IN THIS LETTER AND IF YOU FOUND IT MERITORIOUS, YOU COULD AND WOULD REOPEN IT AND PURSUE IT TO A REASONABLE AND SATISFACTORY CONCLUSION. I HAVE 22 YEARS SENIORITY, MY RECORD IS SPOTLESS AS A UNION REPRESENTATIVE, AND ANY REASONABLE REVIEW OF THE FACTS IN THIS CASE WILL CLEARLY INDICATE THAT I WAS DISCRIMINATED AGAINST FOR MY UNION ACTIVITIES AND THE DISCRIMINATION IS OBVIOUS IN THE DEGREE OF MY PENALTY AS COMPARED TO OTHER UNION LEADERS EQUALLY INVOLVED. over

I DO NOT KNOW IF THIS APPEAL TO YOUR OFFICE WILL BENEFIT ME OR MY CASE IN ANY CONSTRUCTIVE WAY BECAUSE I HAVE GIVEN MR. BROOK'S PEOPLE SIGNED STATEMENTS FROM MY LOCAL UNION LEADERSHIP THAT CONFIRMED THE FACT THAT I WAS NOT THE ORIGINATOR OF THE IDEA TO CLOSE THE ELDON PLANT, IT WAS THE POSITION OF THE TOTAL LEADERSHIP & MEMBERSHIP, AND AT NO TIME DURING THE STOPPAGES WERE MY ACTIONS DIFFERENT FROM OTHERS IN OUR LEADERSHIP AND YOU WILL NOTE THAT ONLY LEADERSHIP WERE PENALIZED. I REALLY DON'T KNOW WHAT ELSE TO TRY TO EXPLAIN TO YOU OR SAY TO YOU EXCEPT I SINCERELY HOPE YOUR OFFICE WILL SEE FIT TO GIVE ME AND MY CASE IT'S DESERVED CONSIDERATION AND HELP RIGHT THE INJUSTICE THAT CHRYSLER CORPORATION HAS DONE IN DEPRIVING ME OF MY LIVELIHOOD AS A WORKER AND MY PRIVILEGE TO SERVE MY UNION BROTHERS AND SISTERS AS A UNION REPRESENTATIVE IN THE UAW.

RESPECTFULLY, JORDON U. SIMS

Jordan U. Sims

Country Wide

8000 EAST JEFFERSON AVE.
DETROIT, MICHIGAN 48214
PHONE (313) 926-5000



INTERNATIONAL UNION, UNITED AUTOMOBILE, AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA-UAW

LEONARD WOODCOCK, PRESIDENT

EMIL MAZEY, SECRETARY-TREASURER

VICE-PRESIDENTS

PAT GREATHOUSE • KEN BANNON • NELSON JACK EDWARDS • DOUGLAS A. FRASER • OLGA MADAR • DENNIS McDERMOTT

June 25, 1971

Mr. Jordon U. Sims, Member
Local Union 961, UAW
571 Harding Street
Detroit, Michigan 48214


Dear Sir and Brother:

This will acknowledge your letter received June 23, 1971, which you indicate you were submitting to my office in accordance with Article 38, Section 12, of the International Constitution for action by my office.

Please be advised that Article 38, Section 12, as you will note, makes it incumbent upon the officers of the Local Union to transmit to the International President, the action of the membership of the Local Union. In view of this requirement, your letter cannot be accepted as the transmission of such action upon which my office can take any action under the circumstances.

Once the matter has been concluded and you as a candidate, are not satisfied with the decision of the membership, you would be entitled to appeal from decision after the necessary procedures have been followed under the Constitution.

Fraternally yours,


Leonard Woodcock
President

LW:bc
opeiu 42

cc: George Merrelli, Director, Region 1
Francis McKinnon, President
Charles Burton, Recording Secretary
Vernal Johnson Financial Secretary
Local Union 961

MR. LEONARD WOODCOCK, UAW PRESIDENT
UAW SOLIDARITY HOUSE
8000E. JEFFERSON
DETROIT MICHIGAN, 48214

DEAR SIR AND BROTHER:

THIS IS TO ACKNOWLEDGE YOUR RESPONSE TO MY LETTER OF JUNE 21, 1971, IN WHICH YOU IMPROPERLY PRESUME THAT I AM ACTING IN THE CAPACITY OF OFFICERS OF MY LOCAL UNION. THIS WAS NOT THE INTENT OF MY LETTER, TO SUPERCEDE NOR PRE-EMPT THE BASIC OBLIGATIONS OF OFFICERS OF THE LOCAL UNION IN SUBMITTING A FULL REPORT ON THE MEMBERSHIP ACTIONS AT THE MEETING IN QUESTION AND THE PERTINENT FACTORS INVOLVED THEREWITH. SINCE ART. 38, sec. 12 SPECIFICALLY STATED "THAT ANY MEMBER OF THE LOCAL UNION SHALL HAVE THE RIGHT TO SUBMIT A WRITTEN STATEMENT TO THE INTERNATIONAL PRESIDENT, I DID SUBMIT SAID LETTER ON JUNE 21, 1971, WITH MY PROTESTS, COMPLAINTS, AND MY OWN IMPRESSIONS AND INTERPRETATIONS OF THE MEMBERSHIP MEETING ACTIVITIES. AS A MEMBER OF LO. 9961 AND AS A CANDIDATE IN THE RECENT ELECTION PROCEEDINGS, I FEEL THIS WAS AND IS MY RIGHT IN THIS MATTER. YOU REFER TO THE "DECISION OF THE MEMBERSHIP" AND MY RIGHT TO APPEAL IN THE LAST PAR. OF THE LETTER OF JUNE 25, 1971, AND THIS IS OF GREAT SIGNIFICANCE TO ME ALSO BECAUSE IN THE FIRST PLACE MY LETTER OF JUNE 21, 1971, WAS IN AGREEMENT WITH THE ACTIONS TAKEN BY THE MEMBERSHIP; MY PROBLEM IN THIS AREA WAS IN GETTING MY PARTICULAR PROTESTS AND APPEALS TO THE MEMBERSHIP AS YOU HAD INSTRUCTED ME IN YOUR EARLIER LETTERS TO ME ON THE INTERNAL REMEDIES PROCESS. THE CHAIR DENIED ALL FORMS OF PROTESTS, APPEALS, OR REVIEW IN CONDUCTING THE MEETING. IF I AM DENIED MY RIGHT TO APPEAL TO THE MEMBERSHIP AS IS STATED IN OUR BY-LAWS & UAW CONST., MY NEXT STEP IS THE PRESIDENT OF THE UAW. NOW YOU TELL ME THAT THIS ISN'T TRUE ?? NEEDLESS TO SAY, YOUR PROCEDURES AND YOUR APPEAL PROCESSES LEAVES MUCH TO BE DESIRED FOR ANYONE THAT CHOOSES TO EXHAUST THE INTERNAL REMEDIES OF OUR UAW CONSTITUTION. THE LANGUAGE IN THE BOOK APPEARS TO BE QUITE CLEAR BUT IT IS WHEN THE MATTER IS DISCUSSED WITH OUR PRESIDENT TO THE INTERNATIONAL LEVEL THAT CONFUSION SEEMS TO PRECIPITATE ??

BACK TO SPECIFICS; MY QUESTION HERE IS "ARE YOU TELLING ME THAT MY LETTER OF JUNE 21 1971, IS IMPROPER AND OUT OF ORDER WITH IN THE TERMS OF THE LANGUAGE OF ART. 38, sec. 12??"

ALSO, ARE YOU TELLING ME THAT I DO NOT HAVE THE RIGHT TO SUBMIT A LETTER IN THE SUBJECT IN QUESTION AS IS STATED IN SAID SECTION ?? YOUR IMMEDIATE CLARIFICATION AND RESPONSE WILL BE EXPECTED AND APPRECIATED.

RESPECTFULLY & CURIOUSLY YOURS,
JORDON U. SIMS, MEMBER AND CANDIDATE

8402 Georgia Street
Detroit, Michigan 48213
July 23, 1971

Election Committee
Local 961 Hall
7575 Lynch Road
Detroit, Michigan 48213

TO WHOM IT MAY CONCERN:

We the members of local 961, we know where a member delinquent in their dues, are not liable to vote in a membership election.

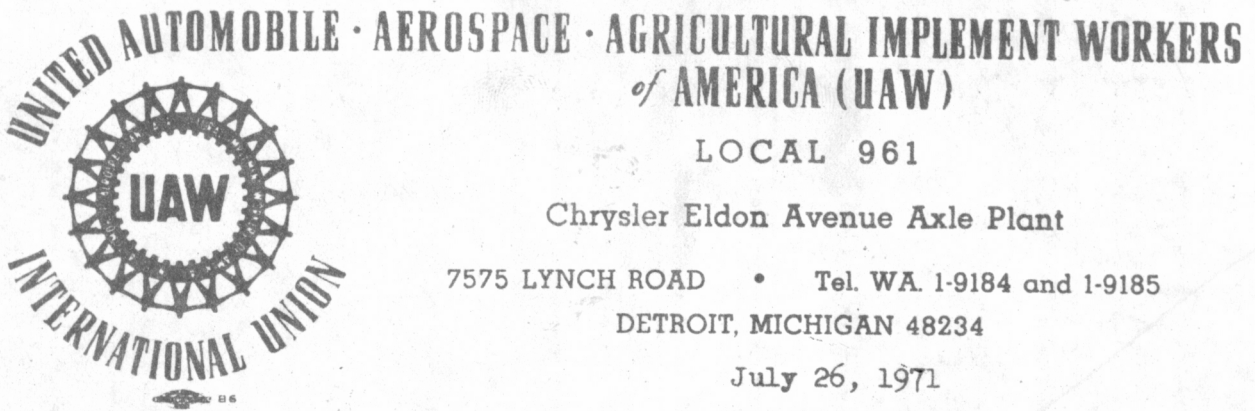
According to the agreement between Chrysler Corporation and the UAW on page 10 section ten states the following:

Employees may tender initiation fees and membership dues by signing the Authorization for Check-Off of dues forms, or may pay the same directly to the union.

When we were hired in with the company we sign a check-off form and we are not guilty of the charges. We fill that we have been deprive of our right under this condition. We ask that the 254 challenge votes be counted.

Yours truly,

Members of the local 961



of AMERICA (UAW)

LOCAL 961

Chrysler Eldon Avenue Axle Plant

7575 LYNCH ROAD • Tel. WA. 1-9184 and 1-9185
DETROIT, MICHIGAN 48234

July 26, 1971

Mr. Leonard Woodcock, President
International Union, UAW
8000 East Jefferson
Detroit, Michigan 48214

Dear Sir and Brother:

In reference to your letter of July 8, 1971, in regards to Jordon U.Sims, please be advised that the following information is being submitted in accordance with your request for "The official action of the circumstances which influenced the membership not to accept the report of the Election Committee, as well as copies of the official minutes of that membership meeting."

Dear Brother Woodcock on June 20, 1971 at our Local Union Membership Meeting, the membership refused to accept the Election Committee Report on the Run-Off Election held May 26 and 27, 1971. In hearing the Election Committee Report given by the Election Committee Chairman, the membership took issue with the alleged irregularities that happened during the Run-Off Election. The Election Committee Report was unacceptable by a decisive hand vote.

The main issues anent the alleged irregularities was, in my opinion, the challenged ballots, the use of armed private guards at the Local and the refusal of the Chairman (President Elroy Richardson) to permit the reading of a minority report from two members of the Election Committee. The Membership voted decisively, by hand vote, to reject the Election Committee Report.

It is significant to note that prior to the voting, much confusion and a great deal of noise and discussion preceded the voting.

Enclosed is a copy of the official minutes of the Membership Meeting held June 20, 1971.

Fraternally yours,

Charles Burton, Recording Secretary
LOCAL 961 UAW

cc. George Merrelli
Encl.

CB/db opeiu42af1c10

AUG 4 1971

August 4, 1971

Mr. Charles Burton
Recording Secretary
Local Union 961, UAW
7575 Lynch Road
Detroit, Michigan 48234

Dear Sir and Brother:

This will acknowledge your letter received July 28, 1971, in which you set forth information relative to the official action and circumstances which influenced the membership not to accept the report of the election committee, as well as the official minutes of that meeting.

You further state that the officers were installed and at this time in accordance with Article 38, Section 12, of the International Constitution, you request a decision and order from my office relative to the action of the membership and whether or not a new run-off election should be held.

Please be advised that my office will review the information submitted, as well as the information secured from the Local Union relative to members who were determined delinquent, together with whatever additional information is required or received, following which the Local Union will be advised in connection with this matter presented at our earliest convenience.

Fraternally yours,

LW:bc
opeiu 42

Leonard Woodcock
President

cc: Douglas Fraser, Vice Pres. and
Director, Chrysler Dept.
George Merrelli, Director, Region 1
Francis McKinnon, President
Vernal Johnson, Financial Secretary
Local Union 961

cc: A. Hughes & H. Jolly 8/5/71

LAW OFFICES OF
GLOTTA, ADELMAN AND DINGES
FOURTH FLOOR, HARTZ BUILDING
1529 BROADWAY
DETROIT, MICHIGAN 48226

RONALD D. GLOTTA
MICHAEL ADELMAN
ROBERT J. DINGES

August 18, 1971

313/964-1190

Mr. Leonard Woodcock, President
United Automobile, Aerospace
& Agricultural Implement Workers of America
8000 East Jefferson Avenue
Detroit, Michigan 48226

Dear Brother Woodcock:

The purpose of this letter is to appeal, pursuant to the Appeal procedures outlined in Article 33, Section 6 of the U.A.W. Constitution, my expulsion from the July 18, 1971 General Membership Meeting of Local 961, U.A.W. - C.I.O. The alleged reason for this action was I was not a member in good standing of that local Union.

How could that be when the grievance of my May 27, 1970 discharge from the Chrysler Eldon Avenue Axle Plant was, and still is, alive in the grievance procedure? Further, I was not officially notified (and still have not been so notified) of the removal of my status as a member in good standing of Local 961.

I am, therefore, requesting that you investigate this matter as mandated in Article 33, Section 6 of the U.A.W. Constitution.

Thank you for your attention in this matter.

Fraternally,

H. John Taylor

8/26/71
Called Pres. office.
Gave 'em my address.

RAY ROSS, DIRECTOR

1515 WEST LANE AVENUE
COLUMBUS, OHIO 43221
PHONE AREA CODE 614
486-9527



INTERNATIONAL UNION, UNITED AUTOMOBILE, AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA-UAW

LEONARD WOODCOCK, PRESIDENT

EMIL MAZEY, SECRETARY-TREASURER

VICE-PRESIDENTS

PAT GREATHOUSE • KEN BANNON • NELSON JACK EDWARDS • DOUGLAS A. FRASER • OLGA MADAR • DENNIS McDERMOTT

September 17, 1971

Mr. Jordon U. Sims
571 Harding Avenue
Detroit, Michigan 48214

Dear Sir and Brother:

This is to advise you that this Appeals Committee appointed by President Leonard Woodcock will conduct an investigation into the action of the Local Union 961 membership by which the Election Committee's report in connection with the Local Union election of May 26-27, 1971 was rejected.

The investigation is scheduled for Thursday, September 30, 1971, convening at 9:00 A.M. in the UAW Region 1 Headquarters, 12000 East Twelve Mile, Warren, Michigan.

As one of the protestors in connection with this election you may attend and participate in the investigation as can others who may have a legitimate interest in the proceedings. ~~Any~~ lost time or expenses incurred, however, will not be the responsibility of the Union.

Fraternally yours,

Ray Ross, Director
Region 2-A, UAW

RR:fjt
oeiu#333

cc: Leonard Woodcock
Ken Robinson
George Merrelli
Charles Burton

and
Chairman-Appeals Committee

Certified Mail-Return Receipt Requested

UNITED AUTOMOBILE · AEROSPACE · AGRICULTURAL IMPLEMENT WORKERS
of AMERICA (UAW)



PRINTED IN U.S.A.

RAY ROSS, DIRECTOR
REGION 2A, UAW

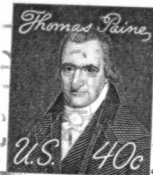
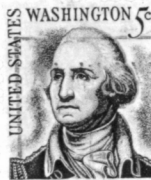
1515 WEST LANE AVENUE
COLUMBUS, OHIO 43221

CERTIFIED

No 651740

MAIL

CERTIFIED



Mr. Jordon U. Sims
571 Harding Avenue
Detroit, Michigan 48214



INTERNATIONAL UNION, UNITED AUTOMOBILE, AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA-UAW

LEONARD WOODCOCK, *PRESIDENT*

EMIL MAZEY, *SECRETARY-TREASURER*

V I C E - P R E S I D E N T S

PAT GREATHOUSE • KEN BANNON • NELSON JACK EDWARDS • DOUGLAS A. FRASER • OLGA MADAR • DENNIS McDERMOTT

September 20, 1971

Mr. H. J. Taylor
10384 Maplelawn
Detroit, Michigan 48204

Dear Sir and Brother:

This is in reply to the letter received August 18, 1971 which you indicate you submitted for the purpose of appealing pursuant to the Constitution, what you state to be your "expulsion" from the July 18th membership meeting of Local 961. You further state the alleged reason was that you were not a member in good standing in that Local Union. You indicate that you cannot believe you are not a member in good standing since you have a grievance in the procedure as a result of your May, 1970 discharge from the Chrysler Eldon Axle Plant and the grievance is still alive in the grievance procedure. You request my office to investigate the matter.

As a result of your request, your membership standing was investigated by my office.

We found that you were discharged from the Eldon Axle Plant of the Chrysler Corporation in May, 1970 and maintained your good standing membership in that Local Union through June, 1970, in accordance with the requirements of the International Constitution.

We were advised by Local 306 that you became a member of that Local Union on July 1, 1970 and therefore your good standing membership was under the jurisdiction of that Local Union. You paid dues from July 1 up to and including March 1, 1971, at which time you were discharged from the Budd Company.

At no time, during this period of your employment, does the record indicate that you paid dues to Local 961, as you were required by the Constitution, if you desired to maintain your status as a member in good standing in that Local Union.

...more

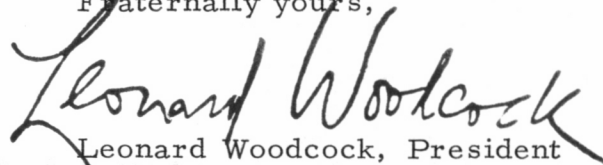
Your failure to pay the dues as required caused you to become delinquent in accordance with Article 16, Section 8 of the International Constitution and since your grievance has not yet been won, nor have you been rehired, you would remain a member in good standing, unless and until one of the above occurred - that being you were reinstated through the grievance procedure or rehired as a new employee under the jurisdiction of Local 961.

Accordingly, our investigation revealed that you are not a member in good standing in Local 961 and your good standing membership would be in Local 306, unless you have been employed or failed to maintain yourself in good standing in that Local Union after your discharge in accordance with the requirements of Article 16, Section 20 of the International Constitution.

I trust the above will clarify your letter dated August 18th and your request for an investigation of your membership standing.

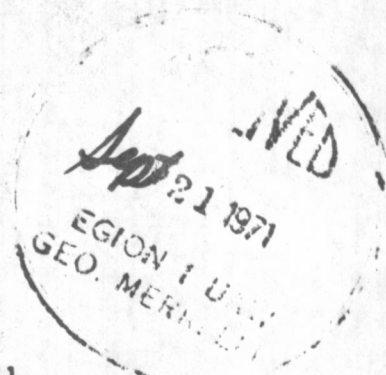
Your membership standing will not have any bearing upon the processing of your grievance which is still in the procedure. The above information is only to deal with the present state of your membership within Local Union 961.

Fraternally yours,


Leonard Woodcock, President
INTERNATIONAL UNION, UAW

LW/bg
opeiu 42

cc: Doug Fraser
George Merrelli
Tom Simon, President
Ida Griggs, Recording Secretary
Charles Reese, Financial Secretary
Local Union 306



September 20, 1971

Mr. H. J. Taylor
10384 Maplelawn
Detroit, Michigan 48204

Dear Sir and Brother:

This is in reply to the letter received August 18, 1971 which you indicate you submitted for the purpose of appealing pursuant to the Constitution, what you state to be your "expulsion" from the July 18th membership meeting of Local 961. You further state the alleged reason was that you were not a member in good standing in that Local Union. You indicate that you cannot believe you are not a member in good standing since you have a grievance in the procedure as a result of your May, 1970 discharge from the Chrysler Eldon Axle Plant and the grievance is still alive in the grievance procedure. You request my office to investigate the matter.

As a result of your request, your membership standing was investigated by my office.

We found that you were discharged from the Eldon Axle Plant of the Chrysler Corporation in May, 1970 and maintained your good standing membership in that Local Union through June, 1970, in accordance with the requirements of the International Constitution.

We were advised by Local 306 that you became a member of that Local Union on July 1, 1970 and therefore your good standing membership was under the jurisdiction of that Local Union. You paid dues from July 1 up to and including March 1, 1971, at which time you were discharged from the Budd Company.

At no time, during this period of your employment, does the record indicate that you paid dues to Local 961, as you were required by the Constitution, if you desired to maintain your status as a member in good standing in that Local Union.

...more

Your failure to pay the dues as required caused you to become delinquent in accordance with Article 16, Section 8 of the International Constitution and since your grievance has not yet been won, nor have you been rehired, you would remain a member in good standing, unless and until one of the above occurred - that being you were reinstated through the grievance procedure or rehired as a new employee under the jurisdiction of Local 961.

Accordingly, our investigation revealed that you are not a member in good standing in Local 961 and your good standing membership would be in Local 306, unless you have been employed or failed to maintain yourself in good standing in that Local Union after your discharge in accordance with the requirements of Article 16, Section 20 of the International Constitution.

I trust the above will clarify your letter dated August 18th and your request for an investigation of your membership standing.

Your membership standing will not have any bearing upon the processing of your grievance which is still in the procedure. The above information is only to deal with the present state of your membership within Local Union 961.

Fraternally yours,

Leonard Woodcock, President
INTERNATIONAL UNION, UAW

LW/bg
opeiu 42

cc: Doug Fraser
George Merrelli
Tom Simon, President
Ida Griggs, Recording Secretary
Charles Reese, Financial Secretary
Local Union 306

L961
R1

AUG 18 1971

August 18, 1971

Mr. Leonard Woodcock, President
United Automobile, Aerospace
& Agricultural Implement Workers of America
8000 East Jefferson Avenue
Detroit, Michigan 48226

Dear Brother Woodcock:

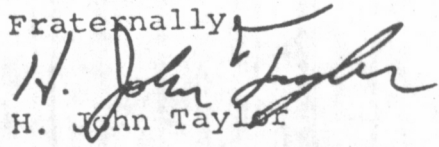
The purpose of this letter is to appeal, pursuant to the
Appeal procedures outlined in Article 33, Section 6 of the
U.A.W. Constitution, my expulsion from the July 18, 1971
General Membership Meeting of Local 961, U.A.W. - C.I.O.
The alleged reason for this action was, I was not a member
in good standing of that local union.

How could that be, when the grievance of my May 7, 1970
discharge from the Chrysler Eldon Avenue Axle Plant was,
and still is, alive in the grievance procedure? Further,
I was not officially notified (and still have not been so
notified) of the removal of my status as a member in good
standing of Local 961.

I am, therefore, requesting that you investigate this matter
as mandated in Article 33, Section 6 of the U.A.W. Constitution.

Thank you for your attention in this matter.

Fraternally,


H. John Taylor

cc: C. Burton
~~Recorder Section~~ Recording Secretary
Local 961, U.A.W. - C.I.O.

LAW OFFICES OF
GLOTTA, ADELMAN AND DINGES
FOURTH FLOOR, HARTZ BUILDING
1529 BROADWAY
DETROIT, MICHIGAN 48226

RONALD D. GLOTTA
MICHAEL ADELMAN
ROBERT J. DINGES

October 15, 1971

313/964.1190

James D. Hodgson,
Secretary of Labor
1906 Washington Boulevard Building
Detroit, Michigan 48226

Re: Jordan U. Sims, Local 961,
U.A.W. - C.I.O., May, 1961 Election

Dear Mr. Hudgson:

This office represents Jordan U. Sims, candidate for local union President in the May 14, 15, 1971 election and May 26, 27, 1971 run-off election of Local 961, U.A.W.-C.I.O., Chrysler Eldon Avenue Gear and Axle Plant. The election was hotly contested, and the margin of victory for Mr. Sims' opponent, Frank McKinnon was only 36 votes out of over 2,000 cast. Approximately 254 ballots were disqualified and not counted by the Local 961 Election Committee because of the alleged dues delinquency of these members. On June 17 and 21, 1971, Mr. Sims filed his written protest of the numerous irregularities in the election procedure including violations of the U.A.W. International Constitution and Local 961 By-Laws, and the fraudulent conduct of incumbent Local Union Officials and Presidential Candidate, Frank McKinnon. These protests [exhibits 1 & 2 attached] were directed to Leonard Woodcock, President of the U.A.W. International Union in accordance with Article 38, Sections 11 & 12 of the U.A.W. Constitution. As of this date, Mr. Sims has not received notice of a final decision regarding his protests from the International Union.

This letter, therefore, is to file with your agency a complaint of violations of sections 401 (e) and (g) of the Labor-Management Reporting and Disclosure Act of 1959, as amended, and to request that you investigate this matter as mandated by Section 402 (a)(1) and (b) of the Act.

Page Two
Re: Jordan Sims

June 20, 1971 at the General Membership Meeting, the membership of Local 961, U.A.W.-C.I.O. overwhelmingly rejected the Election Committee's report of the election results. The membership refused to accept the Election Committee's report for some of the same reasons that are the subject of this Complaint: wrongfully challenged and disallowed ballots, the improper hiring and use of armed private guards in the Local Hall while balloting and vote tabulation was being carried on, and the refusal of the Local President, Elroy Richardson to allow the reading of a minority report of three members of the Election Committee. Attached as exhibits #3, 4, and 5 respectively are copies of the report of the Local 961 Recording Secretary to President Woodcock, the minutes of the June 20, 1971 membership meeting and the Minority Report of the Election Committee.

It should be noted that although the Local 961 membership rejected the Election Committee report on June 20, 1971, it's action was not certified by the Local Union and presented to the International President, as required by Article 38, Section 12 of the U.A.W. Constitution until July 26, 1971. We point this out as an indication of the dilatory actions and obstructive tactics in this matter of some of the Local 961 officers.

In addition, Jordan Sims attempted to present his protest of the election to the membership, but was not allowed to do so by the chair, incumbent President Elroy Richardson.

We also wish to point out that on June 22, 1971 this office represented in a class action Complaint before U.S. District Judge Fred M. Kaess, some 254 members of Local 961, U.A.W.-C.I.O. whose ballots in the May 26, 27, 1971 run-off election were wrongfully challenged and disallowed by the Local election committee on the grounds they were delinquent in their dues. Copies of the class action Complaint, Order To Show Cause, Memorandum of Law and Judge Kaess' decision are attached as exhibits #6, 7, 8, and 9. You will note the Complaint stated was actually a violation of Title IV of the Act, amenable only to the jurisdiction of your office. Further the Judge,

Page 3

Re: Jordan Sims

Judge Kaess stated complainants had not at that time resorted to the "exhaustive and efficient internal union remedies which the International Union of Automobile Workers provides for its members." Jordan Sims invoked these "exhaustive and efficient" remedies more than 100 days ago with no official disposition yet, and there is a strong possibility that under the U.A.W. Constitutional procedures he will get no final ruling until the April, 1972 U.A.W. Convention.

In addition to the complaints listed by Jordan Sims in exhibits #1 and #2, we complain also of the misuse of Local 961 funds by incumbent President Elroy Richardson who wrote several articles in the Local Publication making various derogatory allegations concerning Mr. Sims, patently violative of section 401 (g) of the Act. A copy of one of these articles is attached as exhibit #10. We are attempting to obtain the other articles from the Local Union, and will forward them to you as soon as possible.

In Summary, the May, 1971 Local 961 U.A.W. C.I.O. election was irreparably tainted and distorted by the fraudulent and mistaken actions of incumbent Local officials, candidate, Frank McKinnon and the Local Election Committee. Much time has elapsed since Jordan Sims invoked the internal remedies of the International Union; much more time will likely pass before a final decision is rendered by that institution. Meanwhile, Mr. Sims has been forced to find employment at a wage far below that which he received from Chrysler Corporation, and a substantial portion of the Local 961 membership has taken an embittered and distrustful attitude toward their local and International Unions.

We therefore urge your earliest possible attention and investigation of this matter.

Sincerely,

Michael Adelman
Michael Adelman,

October 26, 1970

International Union, U.A.W.
Solidarity House
8000 E. Jefferson
Detroit, Michigan 48214

Dear Sirs and Brothers:

We the undersigns being members in good standing of Local 961 U.A.W., are demanding that someone meet with us from the U.A.W. to discuss our incompetent leadership and incapable bargaining committee. That have destroyed the little unionism we had in our shop, and also bargain away the little we had in our supplemental agreement, and has all but destroyed the union and membership.

Therefore we are requesting a meeting with President Woodcock, Regional Director George Merrelli, Brother Douglas Fraser, Chrysler Department, also Brother Homer Jolly and Mr. Walley Walters, at your earliest convenience.

Fraternally yours,

The Undersigns

J. C. Thomas (Trustee)

W. L. Sparks C/S

Frank McArthur C/S

Tony C Moore C/S

Albert Holley alt. C/S

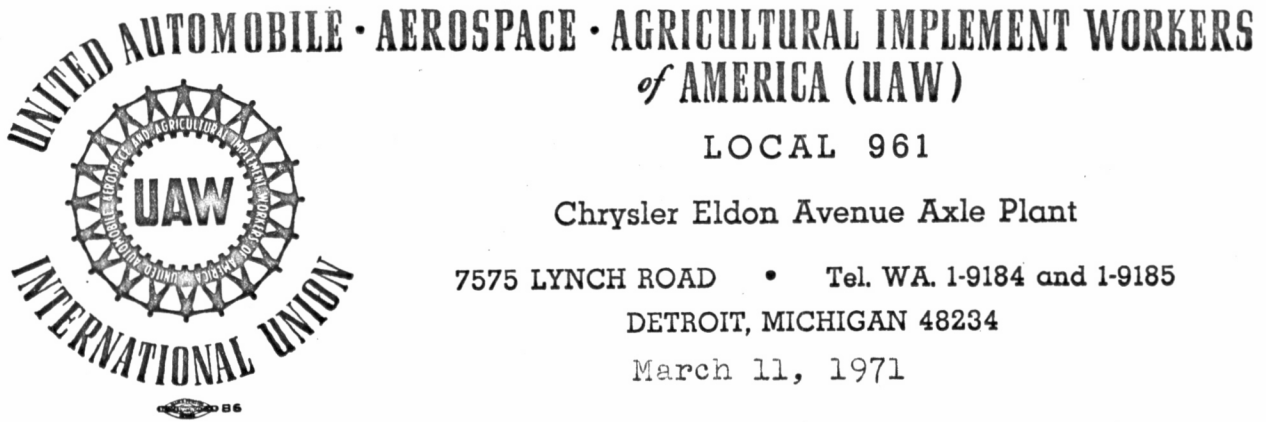
Rufus Evans, Jr. C/S

J. U. Lewis

Premial Ingram

John Moffet C/S

Clarence Horton C/S



LOCAL 961

Chrysler Eldon Avenue Axle Plant

7575 LYNCH ROAD • Tel. WA. 1-9184 and 1-9185

DETROIT, MICHIGAN 48234

March 11, 1971

Mr. Jordan U. Sims
571 Harding Avenue
Detroit, Michigan 48214

Dear Sir and Brother:

In view of the fact that you have expressed your intentions to continue attending the Board Meetings of this Local Union, disregarding the fact that you are no longer a Board Member, since your discharge case has had final decision against you by The Impartial Umpire, we have no other choice but to live up to The Constitution of The International Union U.A.W. Article 38 Section 8. Therefore you are herein being informed upon this date as you were verbally informed in our February, Board Meeting, February 18, 1971; you are no longer a member of The Board of Directors, nor The Executive Board of Local 961 U.A.W.

As you may know an election is being held on this day to elect a Plant Shop Committeeman in your former district.

You are also aware of the fact that the delay in conducting this election was due to waiting for a final decision of your case.

Fraternally yours,

Ray Richardson
Ray Richardson, President
LOCAL 961 UAW

cb/opeiuh2afleio

"LETTER OF PROTEST & STATEMENT OF CHARGES"

T O; Local # 961 Exc. Brd.
7575 Lynch Rd. Det. Mich.

&

Reg. # 1 Dir. George Morrelli
1200 E. 12 Mi. Road, Warren Mich.

Brothers & Sister Brd. Members & Bro Morrelli,

On Feb. 18, 1971, I attended the regular monthly Exc. Brd. Mtg. of Local # 961. I'd not been advised of the previous mtg. in Jan., 71, so had not attended and was recorded as absent in the Brd. Min. for that date?? I was advised by the chair, Bro Richardson, that the Board had taken ACTION in the Jan. Mtg. to award the VOICE & VOTE to my Alt. Shp. Coun. and that I WAS NO LONGER A BOARD MEMBER AND I WOULD HAVE TO LEAVE THE MEETING OR Brd. room??

I Protested this ULTIMATUM from the CHAIR & ask the rest of the Brd. Members to confirm ALL or Part of this Position being TAKEN by the CHAIR. In the ensuing discussion, it was brought out that the Brd. Members had indeed discussed giving my Alt. the voice & vote, BUT NO OFFICIAL ACTION had been taken in regards to my not being allowed to sit in attendance at the Exc. Brd. meetings. the matter was discussed informally & at length at this time, (my sitting in the mtgs.) and the overall consensus was that it made the MAJORITY of the Brd. NO difference in my being PRESENT; that is all but Pres. RICHARDSON, WHO was in a STATE of extreme IRRITATION. Finally the rest of Board persuaded the Chair to continue with the business of the day. I, at that time, strongly recommended to the CHAIR AND the other Brd. Members present that the question of my STATUS AS A BRD. MEM. & COM. COULD BE VERY EASILY RESOLVED IF THE LOCAL UNION WOULD SEND ME THE NECESSARY COMMUNICATION CONCERNING MY DISCHARGE, THE RESULTS OF MY APPEAL, AND HOW THESE ACTIONS WOULD AFFECT MY OFFICE OF COMMITTEEMAN & CHRA., AND THE EFFECT THIS WOULD HAVE ON MY BEING AN EXC. BRD. MEMBER.. I told them where to look in the Const., By-Laws & the Natl. Agreement for the NECESSARY AUTHORITY. I respectfully explained to the Board that I had been given NO PREVIOUS DIRECTIVE TO STAY OUT OF THE MEETINGS AND THAT I WAS NO LONGER WELCOME THERE. I ASKED THE BRD. TO RULE FORMALLY ON THAT QUESTION BUT THEY FELT THE QUESTION HAD BEEN DELT WITH SUFFICIENTLY IN THE PREVIOUS DISCUSSION AND THE MATTER WAS DROPPED.. The Pres. or Chair, after voicing his last few words of disapproval, proceeded with the normal bus. of the day. There were NO OTHER DISRUPTIONS OF THE ORDER OF BUSINESS.

From the 18 th of Feb. to the 11 th of Mar., 1971, I had not received the COMMUNICATION to ADVISE ME of any change in my GRIEVANCE or APPEAL situation NOR MY STATUS AS A BOARD MEM.. ON the morning of Mar. 11, 1971, I return to the Local Union Hall to attend the Board Mtg. that was normally scheduled at 11:30 AM that day. No one gave me any reason to believe that my being there was IMPROPER, OUT OF ORDER, OR UNWELCOME; I came in about a half hr. early to talk to the candidates in an election and greeted all present in the hall.

When the time to begin the Exc. Brd. Mtg. came, I went into the brd. room and took my normal seat at the table. When all were seated, the Chair started in again on my not having any RIGHT to be at the Brd. Meetings and that I WOULD HAVE TO LEAVE. I WAS STUNNED!! I again reminded the Chair that the previous ACTION of the Board in the Feb. Mtg. did not and still does not SUPPORT this INDIVIDUALISTIC & PERSONALLY PREJUDICIAL ATTITUDE that is constantly exhibited by the Chair. I reminded the Chair of His & the Local Union's OBLIGATION to NOTIFY BY OFFICIAL COMMUNICATION, ANY OFFICIAL DISPOSITIONS or CHANGES, AND I WOULD GLADLY COMPLY, BUT, in all sincerity, I could not & would not SUBJECT MYSELF to the PETTY PREJUDICES AND TEMPERAMENT of ONE PERSON. I asked that he either take the PROPER STEPS to RESOLVE this in the PROPER manner or proceed with the BUS. OF THE DAY.. At this point, Bro. Richardson began to make many improper remarks about my general character & attitude, said " I didn't need a letter and He wasn't going to get me one, and that if I didn't leave the Brd. Room, HE would ADJOURN THE MEETING AND CONTINUE TO ADJOURN THEM UNTIL I STAYED OUT LIKE I WAS SUPPOSED TO??? THE MTG. WAS ADJOURNED DISPIE THE DISSENT OF THE MANY BOARD MEMBERS PRESENT THAT WANTED IT CONTINUED. NO FURTHER DISCUSSION WAS ALLOWED BY THE CHAIR, PRES. ELROY RICHARDSON!!!

THIS FLAGRANT ABUSE OF OFFICE, POWER, & UTTER CONTEMPT for Local Union FUNDS WASTED IS ONLY ANOTHER GRAPHIC EXAMPLE OF THE MANNER IN WHICH THESE THREE TOP OFFICERS, Pres. Richardson, vice Pres. Boomer, & Rec. Sec. Franklin regard THEIR RESPONSIBILITIES TO THEIR OFFICES, Bro. Officer membership, or THEIR Local or Intl. Union. The CONDUCT of Local Union Officers and the OBLIGATIONS of them and the Exc. Brd. are clearly Set forth in the UAW Const. & OUR own Local Union BY-LAWS... I am insisting this whole matter be thoroughly investigated by the REGIONAL DIR., OFF. AND THE PROPER STEPS BE TAKEN TO CORRECT THE IRRESPONSIBLE ATTITUDES & ACTIONS OF THESE 3 UNION OFFICERS. JORDON U. SIMS

"MEMBERSHIP NOTICE"

CONCERNED LEADERS, MEMBERS, AND CANDIDATES COMMITTEE

BROTHERS & SISTERS OF L.O. # 96I

① MUCH HAS HAPPENED SINCE THE ELRECTION COMM. REPORT WAS REJECTED IN JUNE OF 71. MANY IN OUR LEADERSHIP TRIED TO GET YOU TO BELIEVE THAT THE MEMBERSHIP WAS HELPLESS AND COULD EXERCISE NO AUTHORITY NOR POWER IN THE MAKING OF DECISIONS THAT AFFECT OUR LOCAL AND INTNL. UNIONS. THIS HAS BEEN PROVEN TO BE A FALSE CONCEPT AND OUTRIGHT DECEIT ON THE PART OF THE LEADERSHIP RESPONSIBLE. THE PROTESTS AND APPEALS HAVE BEEN PROCESSED AS PER CONSTITUTION AND THE INTERNATIONAL UNION AND BRO. WOODCOCK HAVE RECOGNIZED AND RESPONDED TO OUR LEGITIMATE APPEALS ~~AND~~ THE RUN-OFF ELECTION.?

② AS BROUGHT OUT IN OUR RECENT LEAFLETS, THE RESPONSE OF BRO. WOODCOCK IN ORDERING A NEW RUN-OFF ELECTION WAS A NOTABLE ACHIEVEMENT FOR OUR MEMBERSHIP. IT DEMONSTRATED THE POWER OF THE MEMBERSHIP WHEN THEY BAND TOGETHER TO FIGHT INJUSTICE WITHIN OUR UNION. THIS RUN-OFF ELECTION IS AN ANSWER BUT NOT THE ANSWER TO THE MANY SERIOUS PROBLEMS THAT HAVE TROUBLED OUR LOCAL UNION. WE HAVE, WITH OUR LAST PETITION, INSTITUTED THE NECESSARY PROCEEDURES TO RESOLVE OUR PROBLEMS. UPON DELIVERY OF SAID PETITIONS TO THE PROPERLY CONCERNED PARTIES, BRO. WOODCOCKS' OFFICE, CHRYS. DEPT, AND GEORGE MERRELLI'S REG. # 1 OFFICES, BRO EDDIE THOMAS AND MYSELF WERE ASSURED BY BRO WOODCOCKS' OFFICE THAT A COMPLETE INVESTIGATION WOULD BE MADE OF ALL THE CHARGES MADE IN OUR PETITIONS AND CONSIDER THE RECOMMENDATIONS MADE IN THEM IN THE BEST INTEREST OF ALL PEOPLE INVOLVED. THE U.A.W. PRESIDENT'S OFFICE ADMITTED THAT ALL THE FACTS WERE EVIDENTLY NOT PRESENTED TO THEM???

③ OUR NEW FINANCIAL SECRETARY HAS WORKED HARD TO GET OUR MEMBERSHIP RECORDS INTO SHAPE AND ALL INDICATIONS ARE THAT THE TOTAL MEMBERSHIP WILL BE ABLE TO PARTICIPATE. OUR HATS ARE OFF TO THE NEW FIN. SEC. FOR HIS OUTSTANDING EFFORTS IN BEHALF OF HIS LOCAL UNION. A FULL REPORT SHOULD BE IN ORDER AT THE SUNDAY MEMBERSHIP MEETING ON DEC. 19, 1971 AT 2 PM AT 7575 LYNCH RD..

(Question) WHY WEREN'T THEY IN ORDER FOR THE LAST ELECTIONS ??? SEE YOU AT THE MEETING.

④ A TRIBUTE TO THE COURAGE OF OUR MEMBERS: THE PETITION SIGNATURE DRIVE WAS A GREAT SUCCESS AND BROTHER THOMAS, MYSELF (Dan Toomer), AND ALL THE OTHERS IN THE LEADERSHIP THAT SUPPORTED THIS MEMBERSHIP ACTION ARE EXTREMELY PROUD OF THE MEMBERSHIP THAT PARTICIPATED DESPITE THE UNWARRANTED INTERFERENCE, THREATS OF REPRISAL & LOSS OF JOBS, AND GENERAL MIS-REPRESENTATION OF THE PROGRAM BY THOSE THAT WOULD HAVE YOU BELIEVE THAT THEY ONLY HAD YOUR BEST INTERESTS AT HEART. CONSTITUTIONAL TRUTH AND JUSTICE ALWAYS HAVE AND ALWAYS WILL BE THE BEST REMEDY FOR THE MEMBERSHIP.. THERE IS NO SUBSTITUTE FOR THE REAL THING. OUR UAW CONST. GIVES US THE RIGHT TO AN HONEST AND FAIR ELECTION PROCEDURE AND ALL WE ARE ASKING FOR IS THE OPPORTUNITY TO PARTICIPATE IN A FAIR AND HONEST ELECTION.

⑤ IT IS UNDERSTANDABLE THAT THERE WILL BE MANY THAT ARE IN OFFICE WHO WILL NOT CARE TO TEST THEMSELVES IN ANY FORM OF HONEST ELECTIONS BECAUSE THEY DOUBT THEMSELVES AND THE ABILITY OF THEIR MEMBERS TO MAKE THE RIGHT DECISION. ALL WE CAN SAY FOR THESE LEADERS IS " ANY LEADER THAT DOES HIS JOB AND PROPERLY SERVES HIS PEOPLE CERTAINLY HAS NOTHING TO FEAR FROM HIS PEOPLE".

⑥ IT HAS BEEN MY PRIVILEGE AND PLEASURE TO SERVE AS CHAIRMAN AND COORDINATOR FOR THIS PETITION PROGRAM AND AGAIN I CANNOT SAY ENOUGH IN PRAISE FOR THE OUTSTANDING PARTICIPATION THAT WAS GIVEN BY THE MEMBERS, LEADERSHIP, AND CANDIDATES WHO WERE AND STILL INVOLVED IN THIS STRUGGLE FOR CONSTITUTIONAL JUSTICE AND EQUITY FOR OUR LOCAL UNION, LOCAL # 96I.

⑦ THE DEC. 19, 1971 MEMBERSHIP MEETING WILL BE HELD AT 2 PM AT THE LOCAL UNION HALL AT 7575 LYNCH RD. AND THE AGENDA TO BE PRESENTED WILL BE OF GREAT INTEREST TO ALL MEMBERS. IT SHOULD AND MUST COVER THE MOTION THAT WAS LEFT ON THE FLOOR OF THE NOVEMBER MTG., A REPORT ON THE MEMBERSHIP ELIGIBILITY SHOULD BE MADE BY THE FIN. SEC. TO CLEAR THE AIR FOR THE PROPOSED RUN-OFF ELECTION, AND THE EXECUTIVE BRD. MUST PRESENT IT'S RECOMMENDATIONS ON ELECTION RULES AND DATES TO THE MEMBERSHIP FOR THEIR ACCEPTANCE AND APPROVAL IN ORDER TO PROPERLY SET UP THE ELECTION. ART. 38, Sec 10 of the UAW CONSTITUTION, Par. (d).. BIG BLACK LETTERS, quote

" THE DATE OR DATES FOR ALL ELECTIONS MUST BE ESTABLISHED BY THE " MEMBERSHIP BODY OF THE LOCAL UNION.

ALL INDICATIONS ARE THAT YOUR TOP LEADERSHIP WILL ATTEMPT TO DENY YOU THIS RIGHT AT THE DECEMBER MEMBERSHIP MEETING. LET'S ALL ATTEND AND PROTECT OUR RIGHTS AND EXERCISE OUR RIGHTS UNDER OUR UAW CONSTITUTION...

RESPECTFULLY

DAN TOOMER CHRM.

ED THOMAS REC. SEC.

Solidarity House

8000 EAST JEFFERSON AVE.
DETROIT, MICHIGAN 48214
PHONE (313) 926-5000



INTERNATIONAL UNION, UNITED AUTOMOBILE, AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA-UAW

LEONARD WOODCOCK, PRESIDENT

EMIL MAZEY, SECRETARY-TREASURER

VICE-PRESIDENTS

PAT GREATHOUSE • KEN BANNON • NELSON JACK EDWARDS • DOUGLAS A. FRASER • OLGA MADAR • DENNIS McDERMOTT

November 8, 1971

Mr. Jordan U. Sims, Member
Local Union 961, UAW
571 Harding Avenue
Detroit, Michigan 48214

Dear Sir and Brother:

For your information, enclosed is the decision and order of my office in connection with the action of the membership on June 20, 1971, in not accepting the report of the election committee.

Fraternally yours,

Leonard Woodcock
President

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Enclosure

November 8, 1971

**Mr. Charles Burton, Recording Secretary
Local Union 961, UAW
7575 Lynch Road
Detroit, Michigan 48234**

Dear Sir and Brother:

Under letter dated July 26, 1971, you presented to my office the official action taken by the membership which influenced the members in attendance at the meeting not to accept a report of the election committee on the run-off election held May 26-27, 1971, to which was also attached a copy of the official minutes of that meeting. You further stated that the main reasons for the action in your opinion, were as follows:

1. The challenged ballots;
2. The use of armed private guards at the Local Union hall; and
3. The refusal of the chairman (president) to permit the reading of a minority report by two members of the election committee.

You conclude that the membership voted decisively to reject the election committee's report. Therefore, in view of the action of the membership in not accepting the report of the election committee, the Local Union was presenting the matter to my office in accordance with Article 38, Section 12, of the International Constitution for a decision and order as to whether or not a new election should be held based upon the action of the membership.

A decision by the membership in not accepting the election committee's report makes it incumbent upon my office to investigate and review such action and render a decision. Such decision, however, is limited under Article 38, Section 12, as to whether or not a new election should be held.

After reviewing the information submitted by the Local Union and the appellants, the minutes of the membership meeting, the facts of the matter were not sufficiently clear upon which an order could be made. As a result, I presented the matter to an Appeals Committee for investigation.

The Committee conducted an investigation of the action of the membership and reviewed the findings of the International Auditor on the challenged ballots resulting from challenged good standing membership of 197 members.

Subsequent to their investigation, the Committee presented the following recommendation:

"Our Committee in accordance with your request that we investigate the action of the membership of Local 961, in not accepting the report of the election committee, conducted the investigation through a hearing held on September 30, 1971 at the Region 1 office. We have also had an opportunity to carefully review the membership records of the Local Union relative to the challenged ballots.

"Accordingly, after a review of all of the information gathered in the investigation, we conclude that the membership action was taken primarily for the reasons submitted to your office by the recording secretary in his letter dated July 26, 1971.

"On the issue of the minority report, our investigation and the records revealed that an effort was made at the membership meeting to present a "minority report" to the membership following the report by the chairman of the election committee and the chairman of the meeting ruled against such efforts.

"The Committee in this connection has to hold with the president of the Local Union in refusing to accept such a report in that such a report would not be proper under our Constitution and established procedures within the Union.

"Procedurally, Article 38, Section 11, requires the election committee to present or report "the canvass of the results of the election" to the membership at its next membership meeting. This required report does not lend itself to majority or minority submissions as attempted by certain members of the election committee. The canvass report is the report of the committee on the exact happenings, conduct and results of the election.

"Any member, however, including a member of the election committee, may challenge or protest an election in accordance with the latter sentence of Article 38, Section 11, which states:

"... No protest to an election shall be considered unless raised within seven (7) days of the closing of the polls or at the next membership meeting, whichever is later."

"Therefore, in view of this opportunity and provision which includes any member of the election committee, it was not intended in presenting the canvass that such canvass may be made by majority or minority reports. Accordingly, we would recommend that this claim or charge is without merit or constitutional support.

"With reference to the issue on the use of "armed private guards" (security guards), as hired by the Local Union, the Committee finds that this decision was made in the interest of protecting the democratic rights of the members to vote.

"During the hearing held to give all parties an opportunity to present to the Committee any and all information or statements on the matter to assist in arriving at a conclusion, it was brought out that the Local Union had a history of disturbances in their elections which served to discourage many members from participating in the elections.

"In view of this fact and the increased tensions and emotions in this year's election, the Local Union we believe, wisely determined to provide protection to the membership to assure their full right to vote and participate by the use of private guards.

"The Committee therefore, contends that the presence of guards assisted, rather than obstructed as claimed in the conduct of the election. This conclusion is supported by the fact that over 2,000 members participated in the election.

"During the hearing it became obvious to the Committee that there was a great deal of confusion regarding the results of the run-off election due to the challenging of a substantial number of members right to vote. It was stated during the meeting that there were 200 such ballots and the controversy arose over whether or not those members were entitled to vote. This, therefore the Committee concludes, was perhaps the underlying reason for much of the confusion that existed during the election and at the membership meeting.

"On the issue of the challenged ballots in the run-off election, the Committee through your office, requested a thorough review of the financial records of the Local Union, not only the challenged ballots, but also a review of other membership records.

"As a result of this request, the investigation made by the Auditing Department revealed that there was some basis for the confusion that existed relative to the good standing of members who came to vote in the run-off election. The Committee found that the financial records of the Local Union and the voting cards used in the run-off election revealed that there were in the Local Union over 1,200 members who owed one or more months dues. The Local Union had a long-standing practice of preparing voting cards for all members, setting aside the voting cards of those members who the financial secretary believed not to be in good standing prior to the election, and it was out of this number that the votes of 197 members who came to vote were challenged.

"The audit also revealed that a substantial number (over 200) of members voted who were a part of the 1,245 members who owed only one month dues were permitted to vote. In reviewing this audit, it became obvious to the Committee that the decision made by the financial secretary, in setting up the election records for the election committee allowing that if a member owed only one month dues, such member would be eligible to vote as against a member owing two or more months dues being ineligible to vote, that such a decision would be discriminatory in nature. Article 16, Section 8, of the International Constitution states as follows:

"Any member who has not paid his dues during the calendar month in which they are due shall automatically become delinquent except as otherwise provided in this Article. In order to regain his good standing membership, he must fully reinstate himself in accordance with Section 9 of this Article."

"The permitting of these members to vote (owing one month dues only) and challenging others (owing two months or more dues), sets forth a different treatment for the Local Union members under the same constitutional circumstance. Therefore, in view of the above, it would be the position of our Committee that those members who were permitted to vote who owed one month dues, would be equally delinquent as determined by the financial secretary and based upon the above language as those who owed two or more months dues. Such a permission (allowing members owing one month dues only being permitted to vote) could also have had an effect on the outcome of the election.

"On receiving this information, the Committee is of the opinion that this action and decision supports the allegation that the main basis for the confusion and misunderstanding that occurred was as a result of the challenged ballots.

"Based upon the above, it would therefore, be the recommendation of our Committee that the decision of the membership of the Local Union in not accepting the report of the election committee on the run-off election should be upheld and another election be held in accordance with the action of the membership at the membership meeting held June 20, 1971, among the candidates for the offices in the run-off election held May 26-27, 1971.

"The Committee would further recommend to the election committee that all candidates' names should appear in the election who were candidates in the run-off election held May 26-27, 1971, and that no candidate should be allowed to withdraw. This is necessary to determine the majority vote as required by the International Constitution.

Fraternally,

/s/Ray Ross

/s/Kenneth Robinson

In view of the recommendation of the Appeals Committee, the above is the decision and order of my office relative to the action and decision of the Local Union in accordance with Article 38, Section 12, of the International Constitution.

Accordingly, the Local Union is hereby directed to immediately begin to make preparations for the conduct of another run-off election in accordance with the directive of the Appeals Committee's decision.

In addition, the Local Union is further advised of the following:

1. The election shall be conducted in consultation and cooperation with the Region 1 office;
2. The voting lists for the run-off election shall be prepared by the financial secretary under the supervision of the International Auditing Department. The financial secretary and the Auditing Department will have the responsibility of preparing voter registration lists or cards consistent with the provisions of the International Constitution, in order to avoid the problem of challenged ballots that occurred in the previous election.

The Local Union is instructed accordingly.

Fraternally yours,

LWibe
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Leonard Woodcock
President

cc: Douglas Fraser, Vice President
and Director, Chrysler Department
George Merrelli, Director, Region 1
Francis McKinnon, President
Veraal Johnson, Financial Secretary
Local Union 961

CERTIFIED MAIL

Solidarity House

8000 EAST JEFFERSON AVE.
DETROIT, MICHIGAN 48214
PHONE (313) 926-5000



INTERNATIONAL UNION, UNITED AUTOMOBILE, AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA-UAW

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December 17, 1971

Mr. Daniel Toomer and
Mr. Eddie Thomas, Members
UAW Local Union 961
15887 Muirland
Detroit, Michigan 48238

Dear Sirs and Brothers:

This will acknowledge your letter received December 9, 1971 with attached petitions, in which you indicate that "...we, dues paying members of Local 961, are lodging this protest and appeal of the directives contained in your November 8, 1971 letter to our Local Union."

You set forth several items as your reasons for the appeal and request that the matter be resolved at the next step of our constitutional process.

Please be advised that in accordance with Article 33, Section 8 of the International Constitution, your appeal from, as you state, my directive based upon the Appeals Committee recommendation, will be presented to the International Executive Board.

You will be advised of the decision of the International Executive Board, following its review of the action complained of.

Fraternally yours,

Leonard Woodcock
President

LW/bg
opeiu 42

cc: Doug Fraser
George Merrelli
Francis McKinnon, President
Charles Burton, Recording Sec'y
Vernal Johnson, Financial Sec'y
Local Union 961

LAW OFFICES OF
GLOTTA, ADELMAN AND DINGES

FOURTH FLOOR, HARTZ BUILDING

1529 BROADWAY

DETROIT, MICHIGAN 48226

RONALD D. GLOTTA
MICHAEL ADELMAN
ROBERT J. DINGES

December 22, 1971

313/964-1190

Miss Ann Naydon
U.S. Department of Labor
234 State Street
Detroit, Michigan 48226

Dear Miss Naydon:

As counsel for Mr. Jordan Sims, we wish to inform you of recent developments at the membership meeting of Local 961, U.A.W., on Sunday, December 19, 1971. Article 38, Sec. 10(d) of the U.A.W. International Constitution provides:

" The date or dates for all elections must be established by the membership body of the Local Union."

At the meeting on Sunday, December 19, 1971, a motion was proposed, seconded, and approved by the membership, rejecting the proposed dates of January 11 and 12, 1972, as recommended by the local Union Executive Board, for the new run-off election which had been ordered by the president of the U.A.W., Leonard Woodcock. Also, the membership voted that the election be held not less than thirty days from the previously recommended date.

We inform you of this development because it's clear that Article 38, Sec. 10(d) requires that all parties involved in this matter follow the decision of the membership. The reason the membership voted to hold the election in February, rather than January, is the fact that under the present collective bargaining agreement the Christmas vacation runs from December 24, 1971, until January 3, 1972. In addition, because of possible post-holiday lay-offs, the work situation during the remainder of January is uncertain.

Thus, the membership believes that it would be fairest to hold the election in February. This would allow all the candidates the opportunity to bring their campaign to a more ex-

Miss Ann Naydon
December 22, 1971
Page Two

tensive number of Local 961 members. Any attempt to force an election in January, contrary to the membership vote, would not only be violative of the International Constitution but would be a blatant attempt to limit each candidate's opportunity to campaign to the maximum number of members of Local 961.

Your continuing cooperation is appreciated.

Very truly yours,


Michael Adelman

MA/rmd

cc: Mr. Emil Mazey, Secretary-Treasurer
International Executive Board
U.A.W.
8000 East Jefferson Avenue
Detroit, Michigan 48214

Mr. Leonard Woodcock, President,
U.A.W.
8000 East Jefferson Avenue
Detroit, Michigan 48226