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DECISION

Protest MTA Bus-3-19
Use of Union resources

By email dated August 12, 2019, candidate Johnny Tapia filed a protest that Mike Capocci's campaign posted campaign flyers on a locked Union bulletin board. He also alleges that on August 2, Manuel Cintron posted a Facebook endorsement of Mike Capocci in which he identified himself as an MTA Bus Member Services Representative. Protester argues that these actions gave the impression that the Union endorses Capocci.

Because the ballots were sent out on August 1, 2019, there could be no effective remedy even if the protest were found to have merit. Therefore the protest will be deferred for post-election processing.

In accordance with the International Constitution and the Election Rules, any interested party unsatisfied with this determination may appeal to the Transport Workers Union of America Committee on Appeals. Any appeal shall be in writing and shall be filed in accordance with the procedure set forth in Article III(6) of the Election Rules and Article XXII of the International Constitution for the appeal to the International from decisions of Local Unions.


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By email:
Mike Capocci
Johnny Tapia
Denis Engel
Arthur Schwartz
Elections Committee