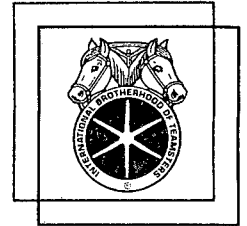


Garage Employees Local Union No. 272



AFFILIATED WITH THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS

220 East 23rd St., Room # 801, New York, N.Y. 10010

Phone (212) 726-9726 • Fax (212) 726-9716

e-mail: teamsters272@aol.com

www.TeamstersLocal272.org

OFFICERS

Matthew Bruccoleri
Secretary Treasurer
Business Manager

Fred Alston
President

Joseph Mattesi
Vice President

Jose Rojas
Recording Secretary

July 16, 2012

VIA CERTIFIED MAIL RETURN RECEIPT REQUESTED AND REGULAR MAIL

Ms. Mia Llopiz
247 West 37th Street
New York, New York 10018

BOARD OF TRUSTEES

Eddie Rivera
Business Agent

Michelle Barnett

Michael Binparuis

Re: Report and Decision on Internal Charges

Dear Sister Llopiz:

By letter, dated May 23, 2012, you were informed that a charge was filed against you by Local 272, IBT, pursuant to Article XIX of the IBT Constitution. A copy of the charge was enclosed.

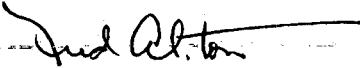
You were also advised that the trial on the charge was scheduled for June 15, 2012, at 10:00 a.m. at the offices of Local 272. You were informed that you had a right to appear in person to answer the charge, to present evidence and testimony, to rebut testimony, to cross examine adverse witnesses and to select a member in good standing of Local 272 to represent you at the hearing. You were also advised that your failure to appear would be considered a waiver of appearance and that trial will continue regardless of your absence.

On June 15, 2012, the hearing on the charge was held before the Trial Board; you failed to appear or to notify the Local Union that you were not available. During the hearing, testimony was taken and evidence presented in support of the charge. At the conclusion of the hearing, based on the record and the evidence presented, the Trial Board found you in violation of Article II, Section 2 (a) and Article XIV, Sections 7 (b) (1) and (2) and Section 14 (i) of the IBT Constitution.

Having found you guilty, the Trial Board, among other things, permanently expelled you from membership in Local 272 and permanently barred you from participating in any manner in any of the activities or affairs of Local 272 or any other IBT entity. A copy of the Trial Board's Report and Decision is enclosed.

Please be further advised that if you disagree with the Trial Board's determination, the Independent Review Board is the sole review of a decision on IRB recommended charges.

Fraternally,



Fred Alston, President

cc: Independent Review Board (Encls.)

Charles M. Carberry, Esq., Chief Investigator (Encls.)

✓ Bradley T. Raymond, Esq., General Counsel (Encls.)

Bruce J. Cooper, Esq. (Encls.)

Certified Mail Return Receipt: 7005 1820 0003 0050 5752

GARAGE EMPLOYEES UNION LOCAL NO. 272, IBT

In the Matter of the Charges filed against

MIA LLOPIZ,

Under Article XIX, Section 1(c) of the Constitution and By-Laws of the International Brotherhood of Teamsters and Section 27, of the Constitution and By-Laws of

GARAGE EMPLOYEES UNION LOCAL
NO. 272, IBT

REPORT AND DECISION OF THE LOCAL 272 TRIAL BOARD

We, the members of the Trial Board, duly appointed in the matter of the charges filed against MIA LLOPIZ, having heard and considered the evidence presented at the hearing on June 15, 2012, make the following findings:

The charging party, Matthew Bruccoleri, Secretary-Treasurer of Garage Employees Union Local No. 272, IBT ("Charging Party") filed a charge on May 23, 2012, against the accused, Mia Llopiz ("Accused" or "Llopiz"), a member of Local 272, for violating Article II, Section 2(a) and Article XIX, Section 7(b)(1) and (2) and Section 14 (i) of the Constitution of the International Brotherhood of Teamsters ("IBT") and Section 27 of the Constitution and By-Laws of Garage Employees Union No. 272 ("Local 272"). A copy of the charge attached to the Notice of Hearing was sent to the Accused Llopiz. (The charge was introduced into evidence and marked Exhibit 1). The charge filed against the Accused alleged the following:

While a member of Local Union No. 272, IBT ("Local Union"), you brought reproach upon the union, and violated your oath of membership and oath of loyalty to the Local Union and the International Union in violation of Article II, Section 2(a) and Article XIX, sections 7(b)(1) and (2) and Section 14 (i) of the Constitution of the International Brotherhood of Teamsters, and Section 27 of the Constitution and Bylaws of Local 272, by obstructing, interfering and unreasonably failing to cooperate with the Independent Review Board ("IRB") as set forth in Paragraph G of the March 14, 1989 Order in *United States v. International Brotherhood of Teamsters*, 88 Civ. 4486 (S.D.N.Y.) ("Consent Order").

A hearing was held on June 15, 2012, at the offices of Local 272. The Accused was duly notified of the hearing but she failed to appear at the hearing or communicate with Local 272 that she was not available.

At the June 15, 2012 hearing, all members of the Executive Board, except Trustee Michelle Barnett, were present. Local 272 members Thomas Casella, Sal Golofa and William Stiege were present and participated in the deliberations and the decision of the Trial Board. Bruce J. Cooper as counsel to the Local Union and the Trial Board was also present; as was the Charging Party Matthew Bruccoleri, the Local Union's Secretary – Treasurer.

A court stenographer was present at the hearing on June 15, 2012, and a transcript was made of the proceedings.

Chairperson Fred Alston called the hearing to order. He stated that although the Accused Mia Llopiz was invited to attend, she failed to appear. The Chairperson also advised the Trial Board that according to the Local Union's dues records the Accused took a withdrawal card on June 4, 3012; however, he further explained that pursuant to the IBT Constitution, Article XIX, Section 1(g), charges may be preferred against an inactive member who has been issued a withdrawal card.

The Charging Party Matthew Bruccoleri testified that the Accused was a member of Local 272 since May 2009 and that she last paid her union dues on May 31, 2012. He further testified that on February 1, 2012, the IRB sent the Accused, at the address indicated in the Local Union's records, that is, 247 West 37th Street, New York 10018, a notice of sworn examination scheduling her sworn examination for February 15, 2012 at 12:30 a.m. at the offices of Jones Day located at 222 East 41st Street, 4th Floor, New York, New York, pursuant to Section H, Paragraphs (3) (c) and (7) of the Rules and Procedures for Operation of the IRB ("Rules"). The notice of examination was sent pursuant to the Consent Order, all members of the International Brotherhood of Teamsters are bound by the Rules. On February 13, 2012 the IRB received correspondence from the Accused requesting an adjournment of the February 15, 2012 sworn examination until a date after February 29, 2012. On February 22, 2012 the IRB sent a notice of examination which adjourned the February 15, 2012 hearing to March 7, 2012. The Chief Investigator planned to question Llopiz about matters including, but not limited to, her membership in the Local Union and the Local Union's enforcement of its collective bargaining agreements. (Exhibits 2, 3, 4, 5 6, 7 and 8 were introduced into evidence).

On March 9, 2012, a second notice of examination was sent to the Accused notifying her that she failed to appear on March 7, 2012, and giving her an opportunity to cure her failure to appear. The notice also explained that if she did not appear for her scheduled examination, the IRB may recommend that she be charged with failing to cooperate with the IRB. The notice also explained that if Llopiz did not appear for her scheduled examination that such non-appearance could result in her expulsion from the Local Union and the International Brotherhood of Teamsters. This second examination was scheduled for March 28, 2012 at 3:00 p.m. at the offices of Jones Day. The Accused failed to appear on March 28, 2012, and failed to contact the Chief Investigator's office to request a postponement of the scheduled examination. (Exhibits 9, 10 and 11 were introduced into evidence).

The IRB Rules, Excerpts from the IBT Constitution and an Excerpt from the Local 272 Constitution and By-laws were introduced into evidence as Exhibits 12, 13 and 14).

Based upon the record and evidence in this matter, and after due deliberation, the Trial Board finds the Accused Mia Llopiz in violation of Article II, Section 2(a) and Article XIX, sections 7(b)(1) and (2) and Section 14 (i) of the Constitution of the International Brotherhood of Teamsters, and Section 27 of the Constitution and Bylaws of Local 272 when she failed to appear for her sworn examination either on March 7, 2012 and March 28, 2012.

Having found the Accused Mia Llopiz guilty of violating the Constitution of the IBT and the Constitution and By-Laws of Local 272, the Trial Board hereby imposes the following penalty:

Mia Llopiz is permanently expelled from membership in Local 272; permanently barred from participating in any manner in any of the activities or affairs of Local 272 or any other IBT entity; permanently barred from holding any union office; permanently barred from holding any other employment, office position or consulting or similar relationship, whether paid or unpaid, with Local 272 or any other IBT entity; permanently barred from seeking or accepting from Local 272 or any other IBT entity any salary, severance, severance, payment, allowance, fee, payment for unused vacation, or compensation of any kind except fully vested pension compensation; permanently barred from the date of expulsion from having any contributions made on her behalf by Local 272 or any other IBT entity to any pension, health and welfare, severance or other benefit fund, that Llopiz, effective immediately, be permanently barred as an IBT member.

The Independent Review Board, pursuant to Paragraph G of the Consent Order and Paragraph I of the Rules and Procedures for Operation of the Independent Review Board, is the sole review of this decision.

Dated: July 11, 2012