

FD-290

8761

CHARGE

> INVESTIGATIONS OFFICER,
 >
 > Claimant,
 >
 > -v-
 > EDWARD J. MARTINEZ
 >
 > Respondent.
 >

SIR:

You are hereby advised that the Investigations Officer has charged you with the violations listed below in accordance with the powers granted to him pursuant to Section F. (COURT APPOINTED OFFICERS), Paragraph 12(A) of the order entered in United States v. International Brotherhood of Teamsters, et al., 88 CIV. 4486 (DNE) (SDNY) on March 14, 1989. The pertinent pages of that order are attached.

The time and place for the hearing of this matter will be determined by the Administrator, Frederick B. Lacey, and he will notify you accordingly.

You are charged with:

1. Violating Article II, Section 2(a) and Article XIX Section, 6(b) 3 by conducting yourself in a manner to bring reproach upon the International Brotherhood of Teamsters and by embezzlement and conversion of the union's funds, to wit:

1. You did illegally and unlawfully attempt to obtain excess severance pay for John S. Mahoney, Jr. from local 808

payments from employers. This conduct was the basis for your conviction for violating 29 U.S.C. § 186(a)(2) in the United States District Court for the Northern District of Illinois in February 1969.

2. Violating Article II, § 2(a) and Article XIX, § 6(b) of the International Brotherhood of Teamsters Constitution by conducting yourself in a manner to bring reproach upon the International Brotherhood of Teamsters and in violation of your oath, to wit: while being an officer of Local 777 by being a member of La Cosa Nostra.

Very truly yours,

Charles M. Carberry

Charles M. Carberry
Investigations Officer
599 Lexington Avenue
New York, New York 10022

Dated: New York, New York
November 30, 1989

cc: Frederick B. Lacey, Esq.
James T. Grady, Esq.
Richard Mark, Esq.