



(b) I am a member of the Executive Board of Local 239, and hold the office of Trustee of Local 239 and I am a business agent for Local 239;

(c) I currently hold no other elected or appointed offices of any kind, paid or unpaid, in the IBT or any of its affiliated entities including Local 239, or with any pension, health and welfare or other benefit plans or other such entities (collectively "IBT Entities");

(d) I currently receive no salary, allowances, or remuneration of any kind from any IBT Entities other than for the positions described in Paragraph 3(b);

(e) I shall resign, effective March 6, 1991, as an officer and business agent of Local 239, and from any other positions as an officer or employee of any IBT Entity;

(f) From the effective date of my resignation forward, I will not hold, seek or accept election or appointment to any office, paid or unpaid, in any IBT Entities nor will I hold, seek or accept any employment, consulting or other similar relationship of any kind with any IBT Entity;

(g) This agreement is permanent.

4. I have entered into this agreement on the understanding the Investigations Officer agrees he will not pursue the charges annexed as Exhibit A or other charges arising out of the facts underlying those charges.

5. I understand the Investigations Officer's agreement is limited to the charges described above and he expressly

reserves the right to pursue charges against any other officer or entity of the IBT or Local 239, arising out of the allegations contained in the charges or any other investigations.

6. I agree this agreement will be submitted to the Independent Administrator for his review and approval. If approved by the Independent Administrator, I understand he will submit it to the United States District Court for the Southern District of New York for that court to enter as an order.

7. I understand the Investigations Officer makes no representation as to the determination of the Independent Administrator or the court with respect to this agreement.

8. I have made this agreement after consultation with my attorney and fully understand its terms.

9. I have authorized my attorney to transmit this agreement, signed by me, to the Investigations Officer . When it

is signed by the Investigations Officer, he will submit it to the Independent Administrator for approval.

John MASTANDO  
John MASTANDO

Sworn to before me  
this 4 day of December 1990

Francis Mart  
NOTARY PUBLIC

Notary Public in New York  
No. 38751-1910  
Queens County  
in Queens County  
Expires March 30, 1992

Agreed:

Charles M. Carberry  
Charles M. Carberry  
Investigations Officer

Approved:

Frederick B. Lacey  
Frederick B. Lacey  
Independent Administrator

SO ORDERED:

David N. Edelstein  
United States District Judge