

SALERNO  
10/29/92

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
UNITED STATES OF AMERICA, :  
 :  
 Plaintiff, :  
 :

-v-

INTERNATIONAL BROTHERHOOD OF :  
 TEAMSTERS, CHAUFFEURS, :  
 WAREHOUSEMEN AND HELPERS OF :  
 AMERICA, AFL-CIO, et al., :  
 :  
 Defendants. :  
 -----X

ORDER

88 CIV. 4486 (DNE)

IN RE: APPLICATION XCVI OF THE  
INDEPENDENT ADMINISTRATOR  
-----X

EDELSTEIN, District Judge:

WHEREAS the instant application presents for this Court's review the Independent Administrator's decision regarding disciplinary charges brought by the Investigations Officer against Frank Salerno; and

WHEREAS Mr. Salerno and his attorney, Peter J. Peluso, did not appear at the hearing before the Independent Administrator, did not submit post-hearing briefs and did not take an appeal to this Court; and

WHEREAS the Independent Administrator conducted the hearing without Mr. Salerno; and

WHEREAS the Independent Administrator found that the Investigations Officer proved that Mr. Salerno brought reproach upon the IBT by knowingly associating with members of La Cosa Nostra and by refusing to answer questions during a deposition before the Investigations Officer; and

WHEREAS the Independent Administrator permanently barred Mr. Salerno from the IBT, imposed sanctions upon his employee benefits pursuant to this Court's December 28, 1990 Memorandum & Order, 753 F. Supp. 1181 (S.D.N.Y. 1990), aff'd, 941 F.2d 1292 (2d Cir.), cert. denied, 112 S. Ct. 1161 (1992), and also ordered him to reimburse the Investigations Officer's reasonable costs and fees incurred in the taking of the deposition; and

WHEREAS Mr. Salerno was provided notice of the Independent Administrator's decision and his right to submit objections to this

