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INVESTIGATIONS OFFICER, :

Claimant :

- v - : AFFIDAVIT AND AGREEMENT

MURLENE HERRON :

Respondent :

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STATE OF NEW YORK)
) SS.:
COUNTY OF NEW YORK)

MURLENE HERRON, being duly sworn, deposes and says, and agrees as follows:

1. The Investigations Officer, Charles M. Carberry, appointed pursuant to the Consent Order entered March 14, 1989 in United States v. International Brotherhood of Teamsters, 88 Civ. 4486 (DNE) (SDNY) (the "Consent Order") has filed charges against me pursuant to the Consent Order (the "charges"). A copy of the charges is annexed as Exhibit A and incorporated herein by reference.

2. I make this affidavit and agreement (the "agreement") to resolve the charges. This agreement does not constitute an admission or denial of the charges.

3. I represent and agree to the following:

(a) I am a member of the International Brotherhood of Teamsters ("IBT") and a member of IBT Local Union 777;

(b) I am a member of the Executive Board of Local 777 and hold the office of Trustee of Local 777;

(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 777, or with any pension, health and welfare or other benefit funds or other such entities affiliated with the IBT (collectively "IBT Entities");

(d) I currently receive no salary, allowances, or remuneration of any kind from any IBT Entities.

(e) I shall resign effective immediately, as an officer of Local 777, 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.

5. I understand the Investigations Officer's agreement is limited to the charges annexed as Exhibit A and he expressly reserves the right to pursue charges against any other officer or entity of the IBT or Local 777, 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 review and approval and, if approved by the court, to be entered 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 make this agreement after consultation with my attorney and I fully understand its terms.

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.

Murlene Herron
MURLENE HERRON

Sworn to before me
this 13th day of October, 1991

Patricia Lacey
NOTARY PUBLIC

Attorney for Murlene Herron

Agreed:

Charles M. Carberry
Charles M. Carberry
Investigations Officer

Dated: 11/17/91

Approved:

Frederick B. Lacey
Frederick B. Lacey
Independent Administrator

Dated: 11/19/91

SO ORDERED:

David N. Edelstein
David N. Edelstein
United States District Judge

Dated: 11/21/91

	X
INVESTIGATIONS OFFICER,	:
Claimant,	:
	:
- v -	:
MURLENE HERRON	:
TRUSTEE	:
Local 777	:
Chicago, Illinois,	:
Respondent.	:
	X

CHARGE

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 Consent Order"). A copy of the consent order is enclosed.

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

Charge 1

While Trustee of Local 777 you acted in a manner to bring reproach upon the IBT, violated your fiduciary duties, and violated your oath, in violation of Article II, Section 2(a) and Article XIX, Section 6(b)(1) and (2) of the IBT Constitution.

TO WIT, while Trustee of Local 777 you willfully disregarded your fiduciary duty to investigate and to act with respect to allegations and evidence that Joseph P. Glimco, Sr.

until recently the President of Local 777, was a member of La Cosa Nostra.

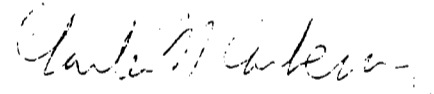
Glimco had been identified in public reports and by the media as a member of La Cosa Nostra. You deliberately failed to investigate or to act in connection with the allegations of Glimco's membership in organized crime.

Charge 2

You are also charged with violating Section 16(c) of Local 777's bylaws in February 1985 by improperly giving cars owned by the union to Joseph P. Glimco, Sr. which was valued at \$21,097.34, and to Joseph Kosey, Secretary-Treasurer of the local, which was valued at \$11,561.92. These transfers were in violation of the Local's bylaws and contrary to the interests of the members.

Dated: September 1, 1991
New York, New York

Very truly yours,


Charles M. Carberry
Investigations Officer

cc: Frederick B. Lacey, Esq.
James T. Grady, Esq.
Edward T. Ferguson, Esq.