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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	88 CIV. 4486 (LAP)
	:	
v.	:	APPLICATION 104 OF THE
	:	INDEPENDENT REVIEW BOARD
INTERNATIONAL BROTHERHOOD OF	:	-- AGREEMENT BETWEEN THE
TEAMSTERS, <u>et al.</u>	:	INDEPENDENT REVIEW BOARD
	:	AND ANTHONY SIRABELLA
Defendants.	:	
	:	

Pursuant to Paragraph O. of the Rules and Procedures for Operation of the Independent Review Board for the International Brotherhood of Teamsters ("IRB Rules"), the Independent Review Board ("IRB") files this Application submitting the Compromise Agreement with Anthony Sirabella, former member of Local 813 in Long Island City, New York. The Agreement has been approved by the IRB and is submitted to Your Honor for review and, if appropriate, to be entered as an order.

On February 22, 2002, the Chief Investigator's Office conducted an in-person sworn examination of Anthony Sirabella. At the sworn examination, Anthony Sirabella was questioned about his alleged association with alleged organized crime figures. Before formal charges could be recommended by the IRB to the IBT, Anthony Sirabella signed an Agreement seeking to resolve the

matter. The Agreement is enclosed.

This Application complies with former United States District Court Judge David N. Edelstein's February 2, 1994, Order stating that all IRB Compromise Agreements shall "contain a paragraph informing signatories that the agreement will be reviewed and may be rejected." The Agreement reached between the IRB and Anthony Sirabella satisfies this procedure. One "backed" original and one copy of an Acknowledgment of Receipt are enclosed with this Application for execution by Your Honor.

Effective March 10, 2003, Anthony Sirabella has agreed to permanently resign from the IBT and Local 813. From the effective date forward, he has further agreed not to:


- (1) hold any position with Local 813 or any employment, office, position or consulting or similar relationship, whether paid or unpaid, with Local 813 and any IBT Entities;
- (2) accept any salary, allowance, fee or compensation of any kind;
- (3) accept any contributions on his behalf to any pension, health and welfare, severance or other benefit fund;
- (4) receive any gratuities, severance payments or gifts of any kind whatsoever from Local 813 or IBT Entities; and
- (5) participate in any manner in any of the activities or affairs of Local 813 or any other IBT Entities, including, but not limited to, meetings, discussions, consultations, negotiations, votes or any other business or activity of Local 813 and IBT Entities.

We have found the Agreement serves to resolve the matter in a fair and equitable manner.

Therefore, we respectfully request that Your Honor execute the Agreement on the line provided. This will, in effect, serve

to have the Agreement "so ordered" by the Court. Thereafter, it is respectfully requested that a member of Your Honor's staff file the fully executed original Agreement with the Clerk and transmit to me a confirmed copy of the Agreement as "so ordered."

By:



John J. Cronin, Jr.
Administrator

Dated: March 11, 2003

(b) I currently hold no elected or appointed offices of any kind, paid or unpaid, in the IBT or any of its affiliated entities including any locals, superior bodies, conferences, councils, pension, health, welfare or severance plans or other such entities (collectively "IBT Entities");

4. I hereby permanently resign from the IBT and Local 813 effective upon the date this agreement is approved by the IRB ("the effective date"). From the effective date forward, I agree never to hold membership in the IBT. From the effective date forward, I further agree never to hold any position with Local 813 or any employment, office, position or consulting or similar relationship, whether paid or unpaid, with Local 813 and any IBT Entities.

5. From the effective date of this agreement forward, Local 813 and any other IBT Entities shall not pay to me, nor shall I accept, any salary, allowance, fee or compensation of any kind.

6. From the effective date of this agreement forward, Local 813 and any other IBT Entities shall not make, nor shall I accept, any contributions on my behalf to any pension, health and welfare, severance or other benefit fund. From the effective date of this agreement forward, I will receive no gratuities, severance payments or gifts of any kind whatsoever from Local 813 or IBT Entities.

7. From the effective date of this agreement forward,

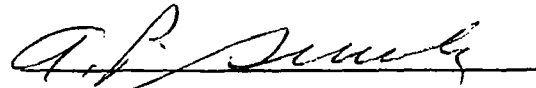
I shall not participate in any manner in any of the activities or affairs of Local 813 or any other IBT Entities, including, but not limited to, meetings, discussions, consultations, negotiations, votes or any other business or activity of Local 813 and IBT Entities.

8. This Agreement is permanent.

9. I understand and agree that this Agreement will be submitted to the IRB for its review and, if approved by the IRB, it will be submitted to the United States District Court for the Southern District of New York for review. I understand that, if this Agreement is approved by the United States District Court for the Southern District of New York, it will be entered as a Court Order. I understand that no representations have been made as to whether this Agreement will be approved by the IRB or the United States District Court for the Southern District of New York. If this Agreement is not approved by the IRB or the United States District Court for the Southern District of New York, the Agreement will be null and void.

10. I make this Agreement freely, under no duress or coercion of any kind.

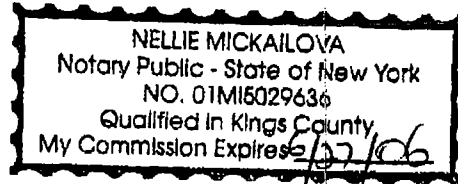
11. I will transmit this Agreement, signed by me, to the IRB. If it is signed by the IRB, it will be submitted to the Court for review.



ANTHONY SIRABELLA

Sworn to before me this
11 day of Feb., 2003

Nellie Mickailova
Notary Public



AGREED:

[Signature]
for IBT Local 813

Dated: 2/26/03.

APPROVED:

[Signature]
for the Independent Review Board

Dated: 3/10/03

So Ordered:

[Signature]
Hon. Loretta A. Preska
U.S. District Judge

Dated March 13, 2003