



(d) 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 563, or with any pension, health and welfare or other benefit funds or other such entities affiliated with the IBT (collectively "IBT Entities");

(e) Other than past due sums which I claim pursuant to 29 USC section 504(d), I currently receive no salary, allowances, or remuneration of any kind from any IBT Entities.

(f) I shall resign effective January 16, 1993 as Secretary Treasurer of Local 563, as an officer of Joint Council 39, as a member of Local 563 and as a member of the IBT.

*NEW D.U.*  
*Jan*  
(g) From <sup>Jan 1, 1993</sup> ~~December 31, 1992~~ forward, I will receive no benefits, gratuities or gifts of any kind from the Local. No further contributions may be made on my behalf from Local 563 or any IBT Entity to any pension, health and welfare or other benefit plan. I may, however, claim pension or health and welfare benefits that are (i) prepaid and vested as of the effective date of my resignation, or (ii) that I may pay for from my own money.

(h) 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. From the effective date of my resignation forward, I will not seek or accept membership in the IBT. I may accept employment from an employer covered by an IBT contract.

(i) 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 563, 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.

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.

Dennis Vandenberg  
DENNIS VANDENBERGEN

Sworn to before me  
this day of December 26, 1992

Thomas E. Brown  
NOTARY PUBLIC

Thomas E. Brown  
Attorney for Dennis Vandenberg

Agreed:

Charles M. Carberry  
Charles M. Carberry  
Investigations Officer

Dated: 1/30/93

Approved:

Frederick B. Lacey  
Frederick B. Lacey  
Independent Administrator

Dated: 2/2/93

SO ORDERED:

DATED: 2/11/93, 1992  
New York, New York

David N. Edelstein  
David N. Edelstein  
U.S.D.J

-----X  
 INVESTIGATIONS OFFICER, :  
                   Claimant, :  
                   : :  
                   - v - : :  
                   : : CHARGE  
 DENNIS VANDENBERGEN :  
 1841 Eagle Drive :  
 Neenah Wisconsin 54956 :  
                   : :  
                   Respondent. :  
 -----X

SIR:

You are hereby advised that the Investigations Officer has charge 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

You brought reproach upon the IBT and embezzled funds in violation of Art. II, Section 2(a) and Art. XIX, Section 7(b)(3) of the IBT constitution by acting illegally to improperly take local funds for illegal campaign contributions.

To wit, in 1988 you, as a Board member of Local 563, were part of the scheme to funnel illegal campaign contributions

from the local's funds totaling \$2,100 to the Committee to  
Re-Elect Appleton Wisconsin Mayor Dorothy Johnson.

Dated: September 17, 1992  
New York, New York

Very truly yours,

*Charles M. Carberry*  
Charles M. Carberry  
Investigations Officer

cc: Frederick B. Lacey, Esq.  
Richard Gilberg, Esq.  
Steven Bennett, Esq.