

INDEPENDENT REVIEW BOARD
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#D-341

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1825 Eye Street, NW, Suite 1100
Washington, DC 20006

August 4, 1997

Members of Local 806 Executive Board
IBT Local 806
400 Garden City Plaza, Suite 218
Garden City, NY 11530

Re: Decision on Charges against Local 806
Member Alice Morabito

Dear Members of the Executive Board:

The Independent Review Board has reviewed the Local 806 Executive Board's decision dated July 17, 1997, in the above-captioned matter, and finds the decision not inadequate.

Very truly yours,

Members of the
Independent Review Board

By:



John J. Cronin, Jr.
Administrator

cc: Earl V. Brown, Jr., Esq.
David Neigus, Esq.

LOCAL 806 GENERAL TEAMSTERS INDUSTRIAL EMPLOYEES UNION

400 GARDEN CITY PLAZA, SUITE 218, GARDEN CITY, NY 11530
AFFILIATED WITH THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, AFL-CIO



516-747-8806
718-895-1021
Fax: 516-747-8955

July 17, 1997

Ms. Alice Morabito
7 Royal Oaks Drive
Centereach, N.Y. 11720

Dear Ms. Morabito:

Although properly notified, you chose not to appear at the hearing conducted by the Teamsters Local 806 Executive Board held on June 10, 1997 at 6:00 P.M.

The Executive Board conducted the hearing and determined the following:

1. You willfully and without justification, refused to appear for your sworn-in person examination pursuant to paragraph H.3(c) of the Rules and Procedures for Operation of the Independent Review Board (IRB) for the International Brotherhood of Teamsters (IBT) on October 1, 1996 and April 21, 1997.
2. On June 10, 1997, you willfully and without justification refused to appear at a hearing conducted by the Teamsters Local 806 Executive Board for violation of Article II, Section 2(a) and Article XIX, Section 7(b)(1) and (2) and Section 14(I) of the IBT Consitution and obstructed, interfered and unreasonably failed to cooperate with the duties of the Independent Review Board as set forth in paragraph G of the March 14, 1989 Consent Decree in United States v. International Brotherhood of Teamsters 88 CIV.4486 (S.D.N.Y).
3. There is not evidence that the collective bargaining agreement between the Union and Lakeville Realty Corp. was designed solely to provide health benefits.

Based upon the above, the Board has made the following determination:

1. Alice Morabito is expelled from Teamsters Local 806 and is permanently barred from becoming a member of Teamsters Local 806 or any Local of the IBT.
2. Alice Morabito is permanently barred from accepting or seeking employment, including consulting work, with the Teamsters Local 806, the IBT or any IBT affiliated entity effective immediately.

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3. Alice Morabito may not receive any benefits, gratuities, severance payments or gift of any kind whatsoever from Local 806 or IBT entities, except that she may receive her fully vested pension benefits.
4. Should you wish this decision reviewed. you must have it forwarded to and heard by the IRB.

Teamsters Local 806
Executive Board

cc: John J. Cronin, Jr.