



LABORERS' INTERNATIONAL UNION OF NORTH AMERICA LOCAL 368



ALFONSO OLIVER
*Interim Business Manager
President*

DONNA L. KEKAUOHA
Secretary-Treasurer

CHRIS NATIVIDAD
Vice President

TONI FIGUEROA
Recording Secretary

PETER GANABAN
Executive Board

PETE LINDSEY
Executive Board

THOMAS CATHCART
Auditor

JOBY NORTH, II
Auditor

GEORGE AIKALA
Auditor

MARK MAGUSARA
Sergeant-At-Arms

April 27, 2009

NOTICE OF NOMINATIONS & ELECTION

Pursuant to a voluntary agreement between the Office of Labor-Management Standards (OLMS) of the U.S. Department of Labor and Local 368 of the Laborers' International Union of North America dated August 20, 2008, Local 368 will conduct new nominations and a new election for the following offices:

President
Recording Secretary
Business Manager - Delegate

The U.S. Department of Labor, which is supervising all aspects of the nominations and election, had determined that certain members nominated for the offices of President and Recording Secretary in March 2008 were improperly disqualified. The Department of Labor had also determined that Oliver Kupau III was not qualified to run for Business Manager. On April 2, 2009, the United States District Court for the District of Hawaii denied Mr. Kupau's request for an exemption from or reduction of the bar imposed by Section 504 of the Labor-Management Reporting and Disclosure Act, which prohibits persons convicted of certain crimes from holding union office or employment for a period of 13 years.

The term of office will be for the remainder of the unexpired term which ends on June 30, 2011. Those elected will be installed at the regular membership meeting on July 22, 2009.

NOMINATIONS

Any member in good standing as of the day of the nomination meeting may make and accept a nomination for one of the above offices in person at the meeting or in writing. The nomination meeting will be held as follows:

Date: Saturday, May 9, 2009
Time: 9:00 a.m.
Place: Laborers Local 368
1617 Palama Street, Honolulu, HI 96817

Members in good standing who are not able to attend the meeting may mail, fax or hand-deliver their nominations to the Judges of Election in care of the union office. Written nominations will be accepted from members who do not reside on Oahu or who will be temporarily off-island, members who have to work on the meeting day, and members who can demonstrate other acceptable reasons for their absence.

The written nomination should include (1) the full name of the nominee; (2) the office to which nominated; (3) the full name, address, phone number, and signature of the member making the nomination; and (4) for Oahu residents, the reason the member is not able to attend the nomination meeting. To be valid, written nominations must be received at the above address by 4:30 p.m. on Friday, May 8, 2009.

Written acceptances of nominations must be received at the union office by 4:30 p.m. on Monday, May 11, 2009, and must include the (1) nominee's full name, address, phone number, and signature; and (2) office being accepted. Nominations and acceptances can be mailed or hand-delivered to the Judges of Election at the union office or faxed to (808) 847-7829.

Qualifications for Office

Article V of the Uniform Local Union Constitution requires that each candidate for local union office meet the following qualifications:

- Shall be literate.
- Must be a member in continuous good standing in both the Local Union and International Union for two years prior to nominations, be current in payment of union dues, and be working at the calling for the entire year immediately prior to nominations.

Note: For this election, candidates must be in good standing for the period May 1, 2007 to April 30, 2009, and working at the calling from May 1, 2008 to April 30, 2009.

- Shall be a lawful permanent resident and shall be lawfully employable under the laws of the United States.
- Shall comply with applicable provisions of the Labor-Management Reporting and Disclosure Act (LMRDA).

Note: Section 504 of the LMRDA prohibits persons convicted of certain crimes, including robbery, bribery, extortion, embezzlement, grand larceny, burglary, arson, violation of narcotics laws, murder, rape, assault with intent to kill, assault which inflicts grievous bodily injury, and violations of Title II of the LMRDA, from holding office for 13 years after conviction.

Each candidate will be required to present to the Judges of Election one of the following items:

- 1) Birth Certificate (original or certified copy) issued by a State, County, Municipal Authority or outlying possession of the USA bearing an official seal
- 2) USA Passport, expired or unexpired
- 3) Alien Registration Receipt Card (Green Card); or
- 4) Any other document that establishes lawful permanent residency or that is recognized by the Immigration and Naturalization Service (INS).

All candidates attending the nomination meeting shall meet with the Judges of Election immediately after the close of nominations to determine their eligibility for office. Candidates deemed eligible must also attend a Candidates' Meeting immediately following the qualifications process. Members who were nominated for office in writing will be contacted by the Judges of Election on or before Monday, May 11, 2009 to schedule their qualification interview. All nominees will be notified of their eligibility by Tuesday, May 19, 2009.

NOTICE OF ELECTION

The union has contracted with Election Consulting Service (ECS) to conduct the election under the supervision of the U.S. Department of Labor. Voting will be conducted by secret mail ballot.

Ballots will be mailed on June 18, 2009 to the last known home addresses of all members on record and must be received at the designated U.S. Post Office Box by 10:00 a.m on Saturday, July 11, 2009. Members who have been suspended for non-payment of dues will have until 4:30 p.m. on Tuesday, July 7, 2009, to pay all dues and assessments in order to have their ballots counted. Only those ballots received from members in good standing as of close of business on July 7, 2009, will be counted.

Replacement Ballots

Members who have not received a ballot by June 24, 2009, should call ECS at 808-779-1643 to request a ballot. Members who lose or spoil their ballot and need another one may also request replacement ballots. The last day to request a ballot is Tuesday, July 7, 2009. Members are advised to call ECS as soon as possible after June 24 to allow for mail delays.

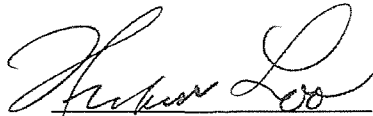
Ballot Count

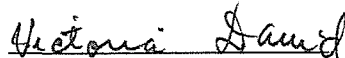
On Saturday, July 11, 2009, at 10:00 a.m., the ballots will be picked up at the Kapalama Post Office located at 1271 N. King Street in Honolulu and transported to the tally location at the Local 368 Hall at 1617 Palama Street in Honolulu. ECS will then conduct the tally under the supervision of the Department of Labor. The candidate receiving the greatest number of votes cast will be declared elected. In case of a tie vote, the winner will be determined by lot from among those candidates having the tie vote. This drawing will be conducted under the supervision of the Department of Labor.

The results of the election will be certified by the U.S. Department of Labor and will be published in the next edition of the union newsletter and posted at the union hall and on its website.

Election Protests

Any member may protest the supervised election of officers directly to the OLMS election supervisor at any time during the election process. Protests must be in writing and must be received no later than 5:00 p.m. on Tuesday, July 21, 2009, at the following address: Pearl Moenahale, Election Supervisor, U.S. Department of Labor/OLMS, 300 Ala Moana Blvd., Room 5-121, P.O. Box 50204, Honolulu, HI 96850 (tel. 808-541-2777, fax 808-541-2719).


Herbert Loo
Chief Election Judge


Victoria David
Election Judge


Kenneth Hall
Election Judge

PAKAAMMO MAIPANGGEP TI PANAGINOMINAR KEN ELEKSION

Dagiti trabahadores ti *Local 368* ket inda mangisayangkat ti baro a panaginominar ken baro nga eleksion para ti saad ti kina-Presidente, *Recording Secretary*, ken *Business Manager-Delegate*. Amin a pasamak a mainaig ti daytoy nga eleksion ket wanawanan ti *U.S. Department of Labor*.

Ti miting para ti panaginominar ket maaramid inton Sabado, Mayo 9, 2009 iti upisina ti *Local 368*, 1617 Palama Street, Honolulu, HI 96817. Siasinuman a miembro a nasayaat ti takderna no dumteng ti nasao nga aldaw ket mabalinna ti manginominar ti agkandidato ken mangakseptar, adda man isu iti miting wenno babaen ti panagsurat. "Nasayaat ti Takderna" ket kayatna a sawen a nakabayad kadagiti amin nga annongenna ti *union*. Dagiti miembro a maibilang a nasayaat ti takderna ngem saan a nakaumay ti miting gapu ti tumutop a rason ket mabalinda nga ibuson, ipatulod babaen ti *fax*, wenno ipan a mismo diay upisina ti *union* dagiti kayatda nga inominar. Ti naisurat a panaginominar ket masapul nga adda ti 1) kompleto a nagan ti kayat nga inominar nga agkandidato; 2) saad a paka-inominaranna 3) kompleto a nagan, pagtaengan, numero ti telepono, ken perma ti miembro a nanginominar; 4) para kadagiti agnaed ditoy Oahu, ti gapu no apay a saan a naka-atender ti miting ti panaginominar. Tapno daytoy a panaginominar ket maisali, masapul a maawat ti upisina ti *union* ti 4:30 ti malem, Biernes, Mayo 8, 2009. Dagiti met nakasurat a pakakitaan ti panangawat ti nominasion ket masapul a maawat ti upisina ti *union* ti 4:30 ti malem ti Lunes, Mayo 11, 2009, ken masapul nga adda ti 1) kompleto a nagan, pagtaengan, numero ti telepono, ken perma ti miembro a nainominar; 2) saad nga inna inakseptar. Dagiti nominasion ken panangakseptar ket mabalin a maibuson, wenno mai-*fax* ti (808) 847-7829, wenno maipan a mismo ken ti huwes ti eleksion iti upisina ti *union*.

Tapno maamuan dagiti kasapulan a galad ti maysa a kandidato, inkay kitaen ti *Article V* ti *Uniform Local Union Constitution*.

Ti panagbutos ket maaramid babaen ti sekreto a balota. Dagiti balota ket maibuson inton Huebes, Hunyo 18, 2009 kadagiti kaudian a pagtaengan dagiti miembro nga adda a nailista ket mabilang sadiay upisina ti *union* inton Sabado, Hulyo 11, 2009. Dagiti miembro a nasuspender gapu ti saanda a pannakabayad kadagiti annongenda ket mabalinda ti mapan agbayad ti saan a naladladaw ngem 4:30 ti malem ti Martes, Hulyo 7, 2009 tapno ti kasta ket mairaman a mabilang dagiti balotada. Dagiti miembro a saan a nakaawat ti balotada no madanonen ti Mierkoles, Hunio 24, 2009, umawagda koma ti *Election Consulting Service* iti (808) 779-1643 tapno agkiddawda ti balota. Dagiti miembro a napardida ti balotada ket mabalinda met ti agdawat ti kasukat a balota. Ti maudi nga aldaw a pannagkiddaw ti balota ket Martes, Hulyo 7, 2009.

No adda ti saludsodyo maipanggep ti eleksion wenno kasapulanyo ti sabali pay a tulong, awaganyo ti Huwes ti Eleksion a ni Victoria David iti (808) 479-9311.

PAGUNAWA TUNGKOL SA PULONG NG NOMINASIYON AT ELEKSIYON

Ang mga manggagawa ng Local 368 ay magsasagawa ng bagong pakakanomina bilang kandidato at bagong eleksiyon para sa puwesto ng Pagkapresidente, *Recording Secretary*, at *Business Manager Delegate*. Lahat ng mga bagay na may kinalaman sa eleksiyong ito ay pangangasiwaan ng *U.S. Department of Labor*.

Ang pulong sa pagkakanomina sa mga magiging kandidato ay gaganapin sa 9:00 ng umaga, ng Sabado, Mayo 9, 2009, sa upisina ng Local 368, 1617 Palama Street, Honolulu, HI 96817. Sino mang miyembro na nasa mabuting katayuan sa araw ng pulong na ito ay maaaring magnomina o tumanggap ng nominasyon, kasali man siya sa pulong o sa pamamagitan ng sulat. Ang ibig sabihin ng "Mabuting Katayuan" ay kung nabayaran mo lahat ang iyong mga obligasyon na dapat na babayaran sa *union*. Sa mga miyembrong nasa mabuting katayuan na hindi makakasali sa pulong na may mabuting dahilan ay maaaring magpadala ng sulat, mag-fax, o kaya dalhin mismo ang kanilang sulat na naglalahad ng kanilang ininombra sa upisina ng *union*. Sa nakasulat na pagkakanomina, kailangang ilagay ang 1) buong pangalan ng kanilang ininomina; 2) katungkulan nitong kanilang ininomina; 3) buong pangalan, tirahan, numero ng telepono, at lagda ng miyembrong nagnomina; 4) sa mga taga-Oahu, kailangang ilagay ang dahilan nila sa hindi pagsali sa pulong ng pagkakanomina. Para maisali ang mga isinulat na pagkakanomina, kailangang matanggap ito sa 4:30 ng hapon, Biyernes, Mayo 8, 2009. Ang mga tatanggap ng kanilang pagkakanomina sa pamamagitan ng sulat, ay kailangang matanggap sa upisina ng *union* ng 4:30 ng hapon, Lunes, Mayo 11, 2009, at kailangang ilagay ang 1) buong pangalan ng ninomina, tirahan, numero ng telepono, at lagda; 2) katungkulan na kanilang tinaggap na nominasyon. Ang mga pagkakanomina at pagtanggap ng kanilang pagkakanomina ay kailangang maipadala sa koreo, ipadala sa pamamagitan ng *fax* sa (808) 847-7829, o dalhin mismo sa Huwes ng Eleksiyon sa upisina ng *union*.

Para sa mga kandidato, basahin lang po ang *Article V* ng *Uniform Local Union Constitution* para lubos na maunawaan kung kayo ay nararapat na magiging kandidato.

Ang pagboto ay gagawain sa pamamagitan ng maipapadalang sekreto na balota. Ang mga balota ay maipapadala sa koreo sa Junio 18, 2009 sa pinakahuling nakatalang tirahan ng lahat ng mga nakalistang miyembro at bibilangin ang mga balota sa Sabado, Hulyo 11, 2009. Sa mga miyembrong sinuspinde dahil sa mga obligasyon na hindi nila nabayaran sa *union* ay maaaring magbayad hanggang 4:30 ng hapon ng Martes, Hulyo 7, 2009 upang maisali ang kanilang balota sa bilangan ng balota. Sa mga miyembrong hindi nakatanggap ng balota pagdating ng Miyerkoles, Hunyo 24, 2009, ay kailangang tumawag sa *Election Consulting Service* sa (808) 779-1643 upang humingi ng balota. Kung nasira ng miyembro ang kaniyang balota, maaaring humingi ng kapalit na balota. Ang huling araw ng paghingi ng kapalit na balota ay sa Martes, Hulyo 7, 2009.

Kung kailangan ninyo ng iba pang tulong o may tanong kayo tungkol sa eleksiyong ito, tumawag lang sa Huwes ng Eleksiyon na si Victoria David sa (808) 479-9311.