

U.S. Department of Labor

Employment Standards Administration
Office of Labor-Management Standards
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September 29, 2008

Mr. Robert Fiore, Secretary-Treasurer
Longshoremens Asn., AFL-CIO
Local 2062
1610 Port Boulevard
Miami, FL 33132

LM File Number 540-401
Case Number: [REDACTED]

Dear Mr. Fiore:

This office has recently completed an audit of Longshoremens Local 2062 under the Compliance Audit Program (CAP) to determine your organization's compliance with the provisions of the Labor-Management Reporting and Disclosure Act of 1959 (LMRDA). As discussed during the exit interview with you on September 29, 2008, the following problems were disclosed during the CAP. The matters listed below are not an exhaustive list of all possible problem areas since the audit conducted was limited in scope.

Recordkeeping Violations

Title II of the LMRDA establishes certain reporting and recordkeeping requirements. Section 206 requires, among other things, that labor organizations maintain adequate records for at least five years by which each receipt and disbursement of funds, as well as all account balances, can be verified, explained, and clarified. As a general rule, labor organizations must maintain all records used or received in the course of union business.

For disbursements, this includes not only original bills, invoices, receipts, vouchers, and applicable resolutions, but also documentation showing the nature of the union business requiring the disbursement, the goods or services received, and the identity of the recipient(s) of the goods or services. In most instances, this documentation requirement

can be satisfied with a sufficiently descriptive expense receipt or invoice. If an expense receipt is not sufficiently descriptive, a union officer or employee should write a note on it providing the additional information. For money it receives, the labor organization must keep at least one record showing the date, amount, purpose, and source of that money. The labor organization must also retain bank records for all accounts.

The audit of Local 2062's 2007 records revealed the following recordkeeping violations:

1. General Expenses

Local 2062 did not retain adequate documentation for expenses incurred by union officers and employees totaling at least \$1,225.64. For example, there were three check payments for translation services from English to Spanish at membership meetings and for the local bylaws; however, Local 2062 did not keep invoices or receipts to support the translation services were used for union business.

As previously noted above, labor organizations must retain original receipts, bills, and vouchers for all disbursements. The president and treasurer (or corresponding principal officers) of your union, who are required to sign your union's LM report, are responsible for properly maintaining union records.

Based on your assurance that Local 2062 will retain adequate documentation in the future, OLMS will take no further enforcement action at this time regarding the above recordkeeping violations.

I want to extend my personal appreciation to Longshoremens Local 2062 for the cooperation and courtesy extended during this compliance audit. I strongly recommend that you make sure this letter and the compliance assistance materials provided to you are passed on to future officers. If we can provide any additional assistance, please do not hesitate to call.

Sincerely,



Investigator

cc: Andres Osorio, President