

UNITED BROTHERHOOD OF CARPENTERS AND JOINERS OF AMERICA

Douglas J. McCarron

General President

August 13, 2009

Dear Union Members:

As General President of the United Brotherhood of Carpenters and Joiners of America (herein referred to as the "UBC" or the "International"), I have determined that an emergency situation exists regarding the New York City and Vicinity District Council of Carpenters ("District Council"). Accordingly, by letter dated August 10, 2009, I took action pursuant to my authority under the UBC Constitution, and have imposed an emergency trusteeship over the District Council. (A copy of the letter can be found on the District Council's website.)

This action was necessitated by recent events. Several employees and/or representatives of the District Council, including shop stewards, business agents/managers, and the Executive Secretary-Treasurer, were indicted on very serious criminal charges. (*United States of America v. Michael Forde, et al.*, S3 08 Cr. 828) The charges are currently pending in the United States District Court for the Southern District of New York. (A copy of the indictment can be found on the District Council's website.)

Furthermore, it appears that at about the time of their arraignment on the charges, District Council employees named in the indictment were subject to testing for drug use. Reports indicate that of the ten defendants named in the indictment, eight defendants, including the Executive Secretary-Treasurer, either tested positive or admitted to drug use; two defendants refused the tests.

District Council employees named in the indictment have been removed from their positions and no longer work for the District Council. Two defendants, John Greaney and Brian Hayes, have resigned from their officer positions in Local Union 608, which is affiliated with the District Council.

The UBC General President has authority under the UBC Constitution to impose emergency trusteeship over any of its subordinate bodies, such as the District Council. Specifically, if the General President "determines that an emergency situation exists, the General President may appoint a representative to assume supervision over any Local Union or Council pending the holding of a hearing and completion of the proceedings as

provided for in this Section." Thus, I determined that an emergency situation existed, and acted in the best interests of the UBC, the District Council, and the membership.

Section 6(D) of the UBC Constitution sets forth the following authority for the imposition of UBC trusteeship over a subordinate body:

The United Brotherhood of Carpenters and Joiners of America shall have the right to establish supervision over and to conduct the affairs of any subordinate body (including the removal of any or all officers of such subordinate body) to correct financial irregularities or to assure the performance of collective bargaining agreements and the responsibility of the subordinate body as a bargaining agent or to protect the interests and rights of the members or whenever the affairs of the subordinate body are conducted in such a manner as to be detrimental to the welfare of the members and to the best interests of the United Brotherhood, subject, however, to the provisions of Paragraph H of Section 10.

Section 10 (H) of the UBC Constitution provides:

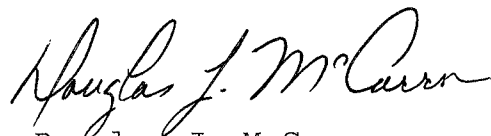
Whenever it appears to the satisfaction of the General President that any Local Union or member thereof, or any Council is acting contrary to the welfare of the United Brotherhood of Carpenters and Joiners of America, or that supervision should be established over the conduct of the affairs of any subordinate body as set forth in Section 6 D, the General President may appoint a committee to hold a hearing, after due notice to such subordinate body or member. Upon completion of the hearing, the committee shall report its findings and recommendations to the General Executive Board and to the member or subordinate body involved. The General Executive Board is empowered to take such action as is necessary and proper for the welfare of the United Brotherhood of Carpenters and Joiners of America, subject, however, to the right of appeal to the next General Convention, to the extent permitted by Section 53G. If the General President determines that an emergency situation exists, the General President may appoint a representative to assume supervision over any Local Union or Council pending the holding of a hearing and the completion of the proceedings as provided for in this Section.

Pursuant to my authority under the UBC Constitution, I have appointed Frank Spencer, District Vice President, Eastern District, to immediately assume supervision over the District Council. As supervisor, District Vice President Spencer is granted full supervisory authority, and the power to assume and exercise full and complete authority over the conduct of the District Council's affairs. District Vice President Spencer's authority is more fully explained in my letter of August 10, 2009.

In the near future, the UBC will conduct a hearing into the affairs of the District Council. A Hearing Committee will be appointed to conduct the hearing. All members of local unions affiliated with the District Council will be notified of the date, time and place of the hearing, and advised of their opportunity to appear at the hearing and present testimony, their views and other evidence regarding the conduct of the affairs of the District Council as provided for in the letter. After completion of the hearing, the Hearing Committee will prepare a report for submission to the UBC's General Executive Board for its consideration.

The UBC's actions are in compliance with the requirements of its Constitution and applicable law. The UBC, in its trusteeship of the District Council, will continue to act in the best interests of the District Council and the membership.

Sincerely,

A handwritten signature in cursive script that reads "Douglas J. McCarron". The signature is written in dark ink and is positioned above the printed name and title.

Douglas J. McCarron
General President