



## American Postal Workers Union, AFL-CIO

1300 L Street, NW, Washington, DC 20005

August 19, 2013

**Sent First Class Mail & Certified Mail – Return Receipt: 7013 0600 0002 2315 5522**

Mark Dimondstein  
Members First Team  
2518 Burgundy Drive  
Greensboro, NC 27407

**RE: NATIONAL ELECTION APPEALS COMMITTEE CASE NO: 13-NO-24**

Dear Brother Dimondstein,

The NEAC acknowledged receipt of an appeal on August 2, 2013 and assigned it Case No. 13-NO-24. The appeal alleged that the Members First Team has continually used the APWU Logo and trademark on its campaign literature, buttons, website, and Facebook pages.

The National Election Appeals Committee (NEAC) has determined that the use of the APWU trademark in conjunction with the Member First Team is in violation of the APWU National Election Rules as cited under the Rules and Regulations Governing 2013 APWU National Elections, Election Committee Rule VII.B.7, which states, in part:

“ . . . No Union logo or stationery may be used in campaigning for or against a candidate. This includes using any Union logo for campaign related purposes, including press conferences.”

In addition, under the “APWU Guidelines Governing the Creation of a Homepage. . .” states under the section entitled, “Trademark Law”, the following:

Trademark law protects the APWU name and logo that represent our Union. The APWU policy on the use of APWU resources governs the appropriate use of the APWU name and logo.

In a letter dated, July 15, 2013, Anthony Turner, Chairperson Election Committee, advised all candidates, that the use of the APWU Logo or the American Postal Workers Union name in campaigning for or against a candidate is in violation of the Rules and Regulations Governing 2013 APWU National Elections. (See copy of letter attached).


August 19, 2013

Page 2

Additionally, you received a letter, dated June 18, 2013, from Darryl J. Anderson, (O'Donnell, Schwartz & Anderson) Counsel for the APWU. (See attached ).

Please be aware, that if any member of the Members First Team is successful in the election, we will immediately seek to begin the process to rerun the election if not corrected.

Yours in Union Solidarity,



Michael O. Foster  
National Election Committee  
Chairperson

MF:yc

opeiu #2//afl-cio

Attachments (1)

cc: Members of NEAC