



UNITED BROTHERHOOD OF CARPENTERS AND JOINERS OF AMERICA

*Douglas J. McCarron*  
General President

March 30, 2021

Mr. William Waterkotte, District Vice President, Eastern District  
United Brotherhood of Carpenters and Joiners of America  
300 Merchant Lane, Suite 301  
Pittsburgh, PA 15205

Dear Sir and Brother:

I write in response to your letter dated March 24, 2021 recommending restructuring in the UBC's Eastern District. Based upon the information provided, I have decided to take action, pursuant to my authority under Section 6-A of the UBC Constitution, regarding Heavy Highway Carpenters, Pile Drivers and Dock Builders Local Union 441 ("Local Union 441"), which is affiliated with the Eastern Atlantic States Regional Council of Carpenters ("Council").

After careful review and consideration, I have determined that it will be in the best interests of the UBC and its members to take the actions recommended. Accordingly, pursuant to my authority under Section 6-A of the UBC Constitution, effective April 6, 2021, Heavy Highway, Pile Drivers and Industrial Local Union 274 ("Local Union 274"), and Pile Drivers, Divers & Dock Builders Local Union 474 ("Local Union 474") are established, and shall be affiliated with the Council. Provided further, and also effective April 6, 2021, Local Union 441 shall be dissolved and its jurisdiction and membership are merged into Local Unions 274 and 474, as provided for in the enclosed Attachment #1.

Pursuant to my authority under Section 10-M of the UBC Constitution, I have appointed, on an interim basis, officers and delegates of Local Unions 274 and 474. Please see the enclosed Attachment #1. Furthermore, the rights of the affected members to vote, run for office, nominate candidates, and participate in meetings are being fully protected as described more fully below. In accordance with the UBC Constitution, the vested membership rights of the members of dissolved Local Union 441 shall be preserved.<sup>1</sup>

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<sup>1</sup> See, for example, Section 6-A of the UBC Constitution, which provides, in part, that, "(w)hen action is taken pursuant to this Section to establish or dissolve any Local Union or Council, to merge or consolidate Local Unions or Councils or to establish or alter the trade or geographical jurisdiction of any Local Union or Council, the General President shall have the authority to transfer members from any Local Union to any other Local Union. The vested rights of the members shall be preserved and where action as herein described is taken, the General President and General Executive Board shall preserve the membership rights of the members of affected

Pursuant to Section 30-A of the UBC Constitution, I direct that "all Property, Books, Charter and Funds" of each of the Local Union 441 be transferred to the Council as soon as is practicable on or after April 6, 2021. Provided further, that, except as provided for in Attachment #1, as soon as practicable thereafter, the monetary assets of dissolved Local Union 441 shall then be divided amongst Local Unions 274 and 474 on a per capita basis, i.e. based on the number of members each Local Union received that were transferred from Local Union 441.

All officers and members of each and all of the affected Local Unions and the Council are reminded of their duties and obligations under the UBC Constitution, including but not limited to Section 6, Section 30, Section 44, including the Obligation, and Section 58, and applicable law, including but not limited to the Labor Management Reporting and Disclosure Act, as amended ("LMRDA"), and are directed to fully comply with this restructuring directive and the requirements, duties, and obligations of the UBC Constitution and applicable law.

Please assign the necessary representative(s) to implement this restructuring, and ensure that the proper LM Reports are filed with respect to this matter.

Fraternally yours,

  
Douglas J. McCarron,  
General President

cc: Thomas Flynn, General Secretary-Treasurer  
William C. Sproule, EST, Eastern Atlantic States Regional Council of Carpenters  
R.S., Local Union 441 (By Hand)  
Personify  
Controller  
Jurisdiction

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Local Unions, including their right to attend and participate in meetings, to vote, to nominate candidates and to be nominated and run for office." See also Section 31-D.