

DOCKET NO. X07-HHD-CV-18-6101218-S : SUPERIOR COURT
INTERNATIONAL ASSOCIATION OF
FIRE FIGHTERS, LOCAL 825 : COMPLEX LITIGATION DOCKET
v. : AT HARTFORD
UNIFORMED PROFESSIONAL :
FIRE FIGHTERS ASSOCIATION OF
CONNECTICUT, INC. : JANUARY 28, 2019

**MEMORANDUM OF LAW IN OPPOSITION TO
PLAINTIFF’S MOTION FOR PARTIAL SUMMARY JUDGMENT**

The Defendant, UNIFORMED PROFESSIONAL FIRE FIGHTERS ASSOCIATION OF CONNECTICUT, INC. (hereinafter the “Defendant”), hereby submits its Memorandum of Law in Opposition to the Motion for Partial Summary Judgment filed by the Plaintiff, INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 825 (hereinafter the “Plaintiff”) on January 7, 2019. For the reasons set forth herein, the Motion for Partial Summary Judgment should be denied.

FACTS

This action was commenced by the Plaintiff on March 5, 2018.¹ On June 5, 2018, Plaintiff filed a Motion for Temporary Injunction (Entry No. 111.00) with respect to charges filed by the Defendant union with the International Association of Fire Fighters (hereinafter the “IAFF”) against the president and vice president of the Plaintiff union, which motion the Defendant subsequently objected to on June 15, 2018. (Entry No. 112.00)

On August 13, 2018, the Defendant filed a Motion to Strike the Revised Amended Complaint and Memorandum in Support of the Motion to Strike for insufficiency, based on the

¹ Plaintiff amended its Complaint on April 16, 2018 (Entry No. 108.00); Defendant filed a Request to Revise the Amended Complaint on May 16, 2018 (109.00); Plaintiff revised its Amended Complaint on May 25, 2018 (110.00).

Plaintiff's failure to name the IAFF, a necessary or indispensable party to this action. (Entry Nos. 120.00 and 121.00). The Court granted the Motion to Strike on November 9, 2018, "on the ground that the plaintiff's complaint does not provide notice to a claimed necessary party." (*Moukawsher, J.*) (Entry No. 120.86).² The Plaintiff then filed its Third Amended Complaint on November 13, 2018, which is the operative Complaint in this matter. (Entry No. 133.00) (hereinafter the "Complaint"). As ordered by the Court, a copy of the Complaint was mailed to the IAFF, and was received on November 19, 2018, as demonstrated by the Return of Service filed by the Plaintiff on December 3, 2018 (Entry No. 134.00). On November 29, 2018, just seven (7) business days after the IAFF's receipt of the Third Amended Complaint, the Court began its evidentiary hearing in connection with the Plaintiff's Motion for Temporary Injunction, which the Court granted by the Court, *Moukawsher, J.*, on December 10, 2018. (Entry No. 136.00).

LEGAL STANDARDS

"[S]ummary judgment shall be rendered forthwith if the pleadings, affidavits and any other proof submitted show that there is no genuine issue as to any material fact and that the moving party is entitled to judgment as a matter of law." (Internal quotation marks omitted.) *Miles v. Foley*, 253 Conn. 381, 385, 752 A.2d 503 (2000). "In deciding a motion for summary judgment, the trial court must view the evidence in the light most favorable to the nonmoving party." (Internal quotation marks omitted.) *Id.*, 386. "The party seeking summary judgment has the burden of showing the absence of any genuine issue [of] material facts which, under applicable principles of substantive law, entitle him to a judgment as a matter of law . . . and the party opposing such a motion must provide an evidentiary foundation to demonstrate the

² The Court's Order did not include a deadline by which the IAFF must intervene.

existence of a genuine issue of material fact.” (Citation omitted; internal quotation marks omitted.) Id.

LAW AND ARGUMENT

The Defendant submits that there remains a genuine issue of material fact regarding whether the Plaintiff followed all of the proper procedures to disaffiliate. Specifically, the Constitution and By-Laws of the IAFF contain a provision which requires a local union to conduct a vote of its membership before it can disaffiliate from a state union. (**Exhibit A**, Affidavit of H. Schaitberger, Jan. 28, 2019).

The provision states, in part, “[t]here shall be no voluntary forfeiture of the charter of a state or provincial association by a local union unless the majority of its membership in good standing votes to forfeit the charter. Voluntary forfeiture of a charter shall be determined only by a referendum vote of the local union.” (**Exhibit B**, IAFF Constitution and By-Laws, Article XIV, Sec. 11, Aug. 2018). Frank Ricci, the President of the Plaintiff union, testified during his deposition that “a membership vote did not occur.” (**Exhibit C**, Deposition of F. Ricci, Sept. 28, 2018, Pg. 12, Ln 12 – 15). The provision for disaffiliation further requires the local union to provide notice to its members of its proposal to forfeit the charter and that “[s]uch written notice shall also be communicated by the local union seeking forfeiture to the International General President....” (See **Exhibits A and B**). The Plaintiff could not possibly have complied with this requirement because, as Mr. Ricci admitted during his deposition, it did not hold any such vote and therefore, no notice could have been issued. (**Exhibit D**, Corr. from L. Demici to H. Schaitberger, Nov. 21, 2017; Corr. from H. Schaitberger to L. Demici, Jan. 5, 2018).

Further, the Plaintiff is now asking the Court to grant summary judgment based on the evidentiary hearing held before it on the Motion for Temporary Injunction, and the Court's subsequent ruling thereon. On November 29, 2018, the parties stood before the Court and indicated that they did not intend to have the full merits of the case heard because discovery was not complete. In fact, pursuant to the parties' Joint Proposed Case Management Schedule filed on January 7, 2019, the deadline for exchanging written discovery alone is not until May 1, 2019 and depositions of fact witnesses may occur on or before September 3, 2019. (Entry No. 139.00). Despite the agreement of the parties to only have the Motion for Temporary Injunction ruled upon, the Plaintiff is now utilizing the Court's December 10, 2018 Order to bolster its argument that it properly disaffiliated, in direct contradiction with that agreement.

Additionally, in its Memorandum of Law in Support of its Motion for Partial Summary Judgment (Pg. 1, Fn. 1), the Plaintiff indicates that it is not seeking summary judgment as to whether Local 825 owes UPFFA dues for all or part of the 2016 fiscal year, as is indicated in the Court's December 10, 2018 Memorandum of Decision. The Defendant maintains that the Court's findings were temporary in nature, and should not have a preclusive effect on the rights of the parties to this action. However, should the Court rely on the afore-mentioned Memorandum in deciding the instant motion, it should similarly rely on its statement that the Plaintiff is responsible for the payment of dues to the Defendant, as accrued in the 2016 fiscal year.

CONCLUSION

Genuine issues of material fact exist regarding whether the Plaintiff followed the proper procedures to disaffiliate, including those outlined in the IAFF's Constitution and By-Laws. In addition, the parties have not completed discovery in this matter. As such, summary judgment on any of the issues in this case would be premature and prejudicial. For the foregoing reasons, the Defendant respectfully requests that the Court deny the Plaintiff's Motion for Partial Summary Judgment.

THE DEFENDANT,

By: /s/ Nancy E. Valentino

Nancy E. Valentino
Gesmonde, Pietrosimone & Sgrignari, LLC
3127 Whitney Avenue
Hamden, CT 06518
Juris No.: 022230
Tel: 203-407-4200
Fax: 203-407-4210

CERTIFICATION

I certify that a copy of the above was or will immediately be mailed or delivered electronically or non-electronically on the above date to all counsel and self-represented parties of record and that written consent for electronic delivery was received from all counsel and self-represented parties of record who were or will immediately be electronically served, as follows:

Craig C. Fishbein, Esq.
Fishbein Law Firm, LLC
100 South Main Street
P. O. Box 363
Wallingford, CT 06492
Email: ccf@fishbeinlaw.com

Nathan J. McGrath, Esq.
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Email: jmmontagnini@fairnesscenter.org
The Fairness Center
225 State Street, Suite 303
Harrisburg, PA 17101

/s/ Nancy E. Valentino
Nancy E. Valentino

EXHIBIT A

DOCKET NO. X07-HHD-CV-18-6101218-S : SUPERIOR COURT
INTERNATIONAL ASSOCIATION OF
FIRE FIGHTERS, LOCAL 825 : COMPLEX LITIGATION DOCKET
v. : AT HARTFORD
UNIFORMED PROFESSIONAL :
FIRE FIGHTERS ASSOCIATION OF :
CONNECTICUT, INC. : JANUARY 28, 2019

AFFIDAVIT

The undersigned being duly sworn deposes and states as follows:

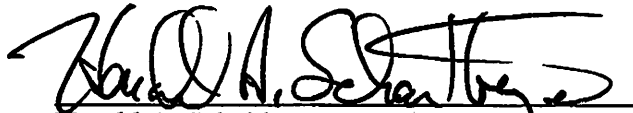
1. I am over the age of 18;
2. I believe in the obligation of an oath;
3. The facts contained herein are based upon my personal knowledge;
4. I am the General President of the International Association of Fire Fighters (hereinafter the "IAFF");
5. The Plaintiff in this matter, IAFF, Local 825, is a local union affiliate of the IAFF and is bound by the Constitution and By-Laws of the IAFF;
6. On December 10, 2018, the Court made a statement in its decision regarding the Plaintiff's Motion for Temporary Injunction, that the Constitution and By-Laws of the IAFF say "nothing about how to disaffiliate a local from a state." Mem. Of Dec., Docket No. X07-HHD-CV-18-6101218-S, at p. 3, (Entry No. 136.00) (Dec. 10, 2018);
7. The Constitution and By-Laws of the IAFF do, in fact, contain a provision that requires, among other things, a local union to conduct a referendum vote of its membership before it can disaffiliate from an state association affiliated with the IAFF. Specifically, Article XIV, Section 11 of the IAFF Constitution and By-Laws provides:

Section 11. Voluntary Forfeiture of State and Provincial Charter by a Local Union


There shall be no voluntary forfeiture of the charter of a state or provincial association by a local union unless the majority of its membership in good standing votes to forfeit the charter.

Voluntary forfeiture of a charter shall be determined only by a referendum vote of the local union. This referendum shall be conducted by secret ballot after at least thirty (30) days written notice has been made to all members of

such local union, stating that a proposal to forfeit the charter will be submitted to a referendum ballot. Such written notice shall also be communicated by the local union seeking forfeiture to the International General President and will be promptly communicated to the International Vice President for that state or province and the affected state or provincial association president. The referendum shall be initiated only by motion of the membership in good standing of such local union.


Harold A. Schaitberger
General President, IAFF

Subscribed and sworn to before me this ^{28th}~~28~~ day of January, 2019.


Notary Public

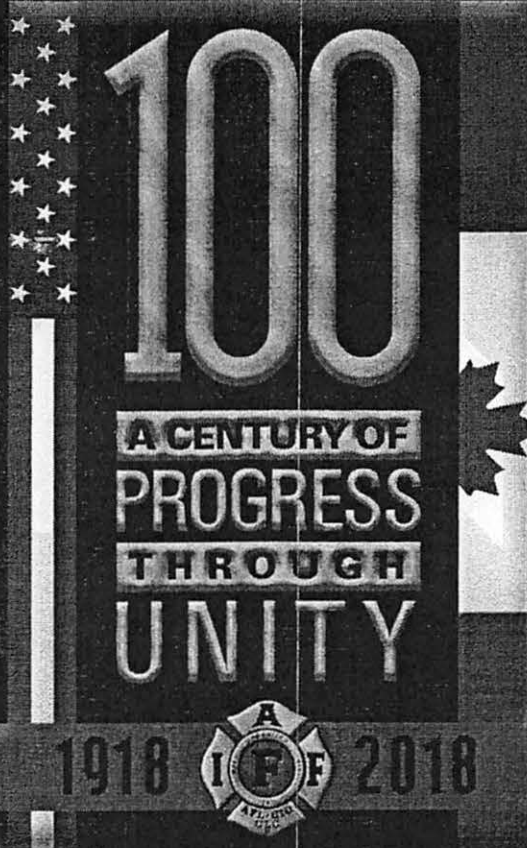
STACY K. CARTER
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires December 14, 2021

EXHIBIT B

Thomas G. Spillary, Samuel A. Finch,
Fred W. Barr, R. E. Oden, Ed. J. Conroy,
C. W. Dunn, George F. Richardson, W. J. ...

Centennial Anniversary of the IAFF

54TH CONVENTION | SEATTLE, WASHINGTON | AUGUST 6-10, 2018



CONSTITUTION & BY-LAWS

Management Reporting and Disclosure Act of 1959, but this prohibition shall not prevent the assumption by any local union of the costs of defending the union or any officer, agent, representative or employee thereof in any civil or criminal proceedings in which they may become involved for alleged violations of law.

Section 22. Assistance of International on Disputes and Grievances

Upon request to the General President by any local union and after approval by the local union's membership and upon clearance with and the approval of the Vice President of the District in which such local is located, the International Association will render all reasonable and possible assistance within its financial capabilities in the handling of local disputes and grievances.

Section 23. State/Provincial Affiliation

The IAFF shall work diligently to organize state, provincial and federal fire fighter associations in those states, provinces or regions in which such associations do not now exist.

All local unions of this International are urged to affiliate with their respective state, provincial or federal fire fighters associations.

In keeping with the solidarity of the Trade Union Movement this International strongly urges and encourages the affiliation of all local unions with state and provincial AFL-CIO and CLC Associations and Local Councils.

ARTICLE XIV – STATE AND PROVINCIAL ASSOCIATIONS AND JOINT COUNCILS

Section 1. Proposals for Charters

A majority of the local unions located in any one state, province or federal installation may submit a proposal to charter a state or provincial association or joint council. Joint councils shall be the state or regional subordinate organizations established and chartered by the Association to represent fire fighters employed by the federal government.

Local unions qualified to submit proposals for a charter as aforesaid may obtain a charter application upon request from the International Vice President of the District in which such state or provincial association or joint council is located. Such form shall be answered in full and returned to the International Vice President accompanied by a check or money order covering the established charter fee which shall be promptly remitted to the General Secretary-Treasurer.

Following receipt of a proposal to charter a state or provincial association or joint council, the International Vice President shall accept or reject said proposal subject to approval of the General President to whom the charter application shall be transmitted through the General Secretary-Treasurer at the time the charter fee is remitted. If the proposal is rejected, the local unions filing the application shall be promptly notified of such action by the General Secretary-Treasurer and the charter fee returned. Rejection of

such an application shall be without prejudice to the right of the local unions to submit another proposal at a future date.

When such a charter proposal is accepted, the General Secretary-Treasurer shall prepare the charter and send it to the International Vice President of the District involved and send copies of this Constitution and By-Laws and other necessary supplies to the person or persons designated for receipt thereof with appropriate notification to all local unions affiliated in the state or provincial association or joint council. The General Secretary-Treasurer shall also prepare a letter of instructions and information to assist the said association or council in its initial organization and the International Vice President of the District shall, either personally or through his authorized representative, visit the newly chartered organization and provide such assistance as may be necessary.

Section 2. Elimination of Per Capita Tax

No per capita tax shall be charged state or provincial associations or joint councils on members of chartered local unions affiliated with such associations or councils.

Section 3. Admission of Individuals to Membership in State or Provincial Associations or Joint Councils, and Locals in Canadian Territories

In addition to their membership of affiliated local unions within the state, province or federal installation, state or provincial associations or joint councils may admit to membership only individuals from cities and towns wherein statutes prohibit the formation of a fire fighter's local or wherein no local exists provided that such applicants otherwise meet the qualifications for membership in this Association. The General Secretary-Treasurer shall issue regular membership cards to all such individuals admitted to membership marked "State and City" where such members are employed. Provincial associations may also admit to membership an IAFF local situated in a Canadian territory wherein no provincial association exists that borders the provincial association's province.

Section 4. Payments of Fees and Per Capita Taxes on Individual Members of State or Provincial Associations and Joint Councils

Each state or provincial association or joint council shall establish and collect sufficient initiation fees and dues from each individual admitted to membership to permit payment to the International of its established proportion of such fees and per capita tax on such members as provided in Article VIII, and the Secretary of each such organization shall remit the same by check or money order to the General Secretary-Treasurer as in the case of local unions. All such members shall be subject to the same requirements with respect to payment of dues, maintenance of good standing, and the issuance of membership cards as provided for local unions.

Section 5. Government of State or Provincial Associations and Joint Councils- Constitution and By-Laws

Each chartered state or provincial association or joint council shall recognize, observe and be bound by the provisions of this Constitution and By-Laws and interpretations thereof rendered by the General President as provided therein, decisions and directives of

the Executive Board or Officers of the Association, and the resolutions adopted and policies established by the delegates at conventions.

Said associations or councils shall adopt a constitution and by-laws, or by-laws, supplementary to the Association's Constitution and By-Laws which shall establish procedures for the conduct of their internal affairs and business; provided, however, that such constitutions and by-laws make express reference to the governing authority of all applicable provisions of this Constitution and By-Laws, and particularly those governing associations and councils as set forth in this Article, and provided, further, that none of the provisions of such constitutions and by-laws shall be in conflict with any of the provisions of this Constitution and By-Laws, and that prior to printing or issuance all associations' or councils' constitutions and by-laws shall be submitted to the General President for his/her approval.

State and provincial affiliates may choose to adopt either the most recent edition of Robert's Rules of Order or Atwood's Rules for Meetings to govern their deliberations; provided that, unless a state or provincial affiliate's constitution explicitly states otherwise, the president of such affiliate will have the final authority, subject only to internal appeal to the International pursuant to Article XVIII of this Constitution and By-Laws, to decide questions of parliamentary rules and questions involving interpretations of the affiliate's constitution and by-laws.

State or Provincial Associations and Joint Councils shall amend immediately their constitutions and by-laws to conform to amendments or changes to the Association's Constitution and By-Laws. Any proposed amendments, revisions or modification to such constitutions and by-laws shall likewise be submitted following adoption for approval by the General President prior to printing and issuance.

In addition to the foregoing requirements, state and provincial associations and joint councils shall submit to the General Secretary-Treasurer a current copy of their respective constitution and by-laws before February 1, 2011, and every four years thereafter. In all cases, whether for approval of changes or for quadrennial submission, affiliates shall submit the constitution and by-laws in a searchable electronic format acceptable to the IAFF.

Section 6. Delegates and Alternates to Conventions

Each state or provincial association or joint council shall be entitled to two delegates at International Conventions, and such delegates and alternates shall be elected by secret ballot in accordance with the procedure and requirements as theretofore provided in Section 4 of Article IV.

Section 7. Election of Officers of State and Provincial Associations and Joint Councils

In general, elections of officers of both state and provincial associations may be conducted in the form and manner and in accordance with the procedures established by the constitution and by-laws of such state and provincial associations with two important exceptions: first, if a state association includes within its membership one or more local unions composed in whole or in part of non-governmental employees of private employers, such state associations shall comply with all nomination and election

requirements of Title IV of said law applicable to election of officers of intermediate labor organizations; provided however, that this first exception shall not apply to provincial associations; and second, any officers of either state or provincial associations who are also elected as delegates to the International Convention may not participate in the election of International officers at said convention unless they are separately elected as delegates by secret ballot vote of the members in good standing of all local unions comprising the state or provincial association as theretofore provided in Section 4 of Article IV of this Constitution and By-Laws.

Election of officers of joint councils shall be conducted in compliance with the requirements of Title VII of the Civil Service Reform Act of 1978.

State and provincial associations and joint councils are encouraged to adopt a fair, reasonable and legally acceptable provision in their by-laws or election rules to govern resolution of a tie vote occurring in the final ballot of any election for office. In the absence of such a provision, the winning candidate for office shall be selected by the drawing of lots in the presence of both candidates. State and provincial associations and joint councils shall not allow for write-in candidates for election to office within their association or joint council unless they have a provision in their constitution and by-laws explicitly allowing for the same.

Section 8. Initiation Fees, Dues and Assessments

Initiation fees, reinstatement fees and monthly dues shall be established by the membership of each state or provincial association or joint council, but such charges shall be sufficient in amount to cover necessary expenses of the subordinate union and permit payments to the International of its established proportion thereof as provided in Article VIII.

Whenever increases in the established rates of initiation fees, reinstatement fees, dues or assessments of state or provincial associations or joint councils are proposed, they shall be adopted only after approval in accordance with the following procedure:

- A. By majority vote of the delegates voting at a regular convention of such association or council, or at a special convention held upon not less than thirty (30) days written notice to each local union affiliated with said association or council; or
- B. By majority vote of all members in good standing of such association or council voting in a membership referendum conducted by secret ballot; or
- C. By majority vote of the members of the Executive Board (or similar governing body) of such association or council provided authority for such action exists in the constitution or by-laws of said association or council and provided that such increase by the Executive Board shall be effective only until the next regular convention of the said association or council.

Section 9. Bonding of Officers and Employees

All officers and employees of each state or provincial association or joint council of this Association who handle funds or property of such association or council shall be bonded

in such amounts as may be required by the Board of Trustees and the General Secretary-Treasurer in compliance with applicable law. The expense for the first \$5,000 of bond shall be borne by the International. Additional bond to cover affiliates who may require a greater amount of bond may be obtained at the affiliate's expense through the International's bonding company.

Section 10. Assistance of International on Disputes and Grievances

Upon request of any state or provincial association or joint council to the General President for financial aid in the handling of disputes, grievances, or similar activities on behalf of its membership, and after approval by such membership and upon clearance with an approval of the Vice President of the District in which such association or council is located, the International Association will render all reasonable and possible assistance within its financial capabilities.

Section 11. Voluntary Forfeiture of State and Provincial Charter by a Local Union

There shall be no voluntary forfeiture of the charter of a state or provincial association by a local union unless the majority of its membership in good standing votes to forfeit the charter.

Voluntary forfeiture of a charter shall be determined only by a referendum vote of the local union. This referendum shall be conducted by secret ballot after at least thirty (30) days written notice has been made to all members of such local union, stating that a proposal to forfeit the charter will be submitted to a referendum ballot. Such written notice shall also be communicated by the local union seeking forfeiture to the International General President and will be promptly communicated to the International Vice President for that state or province and the affected state or provincial association president. The referendum shall be initiated only by motion of the membership in good standing of such local union.

Section 12. Organization of State and Provincial Associations

Effective August 9, 1982, the Association is authorized, through its appropriate officers, to issue a charter establishing an organization of State and Provincial Associations provided that a majority of existing state and provincial associations choose to unite in such an organization. If such an organization is established, its authority under this Constitution and By-Laws shall be subject to the following conditions and restrictions:

- A. It may adopt resolutions and a constitution and/or by-laws which are subject to the approval of the Association's General President and not in conflict with the Association's Constitution and By-Laws or its established policies.
- B. Through regularly elected delegates of state or provincial associations it may present resolutions to the Association's conventions.

Section 13. Affiliation of Retired Fire Fighters

State and Provincial Associations shall amend their respective constitutions and/or by-laws to allow affiliation of retired fire fighters for the purpose of political education and political action.

EXHIBIT C

1 SUPERIOR COURT
2 JUDICIAL DISTRICT OF NEW HAVEN
3 AT NEW HAVEN
4 STATE OF CONNECTICUT
5 NNH-CV18-6078502-S
6 SEPTEMBER 28, 2018

7 -----

8 INTERNATIONAL ASSOCIATION OF
9 FIRE FIGHTERS, LOCAL 825
10 Plaintiff

11 -vs-

12 UNIFORMED PROFESSIONAL
13 FIRE FIGHTERS ASSOCIATION OF
14 CONNECTICUT,

15 Defendant

16 -----

17 DEPOSITION OF FRANK RICCI

18 APPEARANCES:

19 THE FAIRNESS CENTER
20 Attorneys for the Plaintiff
21 500 North Third Street, Floor 2
22 Harrisburg, Pennsylvania 17101
23 PHONE: (844) 293-1001
24 E MAIL: njmcgrath@fairnesscenter.org
25 BY: NATHAN J. MCGATH, ESQUIRE

ALSO PRESENT: JUSTIN MILLER, ESQUIRE

1 BY MS. VALENTINO:

2 Q Okay. So number three, any and all documents --
3 thank you for the correction.

4 -- and/or communications evidencing a vote of
5 the membership relating to the decision to disaffiliate.

6 A Yes, the minutes of the vote to disaffiliate by
7 the executive board --

8 Q Okay.

9 A -- were provided.

10 Q Okay. So, that's -- that would be number four.

11 There are no -- in relation to number three,
12 there are no meeting minutes reflecting a membership vote to
13 disaffiliate?

14 A There are no meeting minutes that reflects a
15 membership vote because a membership vote did not occur.

16 Q Okay. Thank you.

17 Okay. And number five, documents relating to
18 payment of membership dues by 825. Those will be in here as
19 well?

20 A All the documents that were in my custody in the
21 office were provided.

22 Q Okay. I guess I'll ask it a little bit
23 differently. Do you recall whether documents relating to
24 payments were in your possession and have been produced on
25 the thumb drive?

CERTIFICATE

STATE OF CONNECTICUT

ss: New Haven

COUNTY OF NEW HAVEN

I, Jean Kindley, a Notary Public in and for the State of Connecticut, duly commissioned and qualified and authorized to administer oaths, do hereby certify that I was attended at the law office of Fishbein Law Firm, LLC, 100 South Main Street, Wallingford, Connecticut, on September 28, 2018, starting at 10:00 a.m., by counsel for the respective parties as appears in the herein-entitled cause and the deponent named in the foregoing deposition, to wit: FRANK RICCI; that said deponent was by me duly sworn and thereupon testified as appears in the foregoing deposition; that said deposition was taken stenographically by me in the presence of counsel for the respective parties and reduced to typewriting under my direction; that the foregoing is a true and correct transcript of the testimony.

I also certify that I am neither of counsel nor attorney to either of the parties to said suit, nor am I an employee of either party to said suit, or of either counsel in said suit, nor am I interested in the outcome of said cause.

DEL VECCHIO REPORTING
(203) 245-9583

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Witness my hand and Seal as such Notary Public
at New Haven, Connecticut this 28th day of September, 2018.

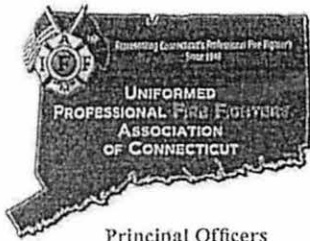
NOTARY PUBLIC

My Commission Expires:

November 30, 2022

CSR NO. 003

EXHIBIT D



UNIFORMED
PROFESSIONAL FIRE FIGHTERS ASSOCIATION
OF CONNECTICUT

AFFILIATED WITH INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS
30 Sherman Street, West Hartford, CT 06110
Office: (860) 953-3200 • Office Fax: (860) 953-3334 • www.upffa.org

Principal Officers
Peter S. Carozza, Jr., *President*
Louis P. DeMici, *Secretary*
Robert P. Anthony, *Treasurer*

Louis P. DeMici
Secretary
17 Flintlock Drive
Danbury, CT 06811
Cell: (203) 770-2478

November 21, 2017

Mr. Harold A. Schaitberger
General President
International Association of Fire Fighters
1750 New York Ave NW
Washington, DC 20006

Dear General President Schaitberger:

I am writing today requesting any communications your office may have received from the New Haven Fire Fighters, Local 825 notifying the IAFF of their forfeiture from the Uniformed Professional Fire Fighters Association, per Article XIV, Section 11.

Should you have any questions please feel free to contact me.

Sincerely, & Fraternaly,

Louis P. DeMici
Secretary

Cc: Jay Colbert, 3rd District IAFF Vice President
Peter S. Carozza, President, UPFFA of Ct.
Robert P. Anthony, Treasurer, UPFFA of Ct.

Walter M. O'Conner
President Emeritus

Raymond D. Shea
President Emeritus

Santo J. Allcano, Jr.
Vice President Emeritus

Patrick J. Shevlin III
Treasurer Emeritus



INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS®

HAROLD A. SCHAITBERGER
General President

EDWARD A. KELLY
General Secretary-Treasurer

January 5, 2018

Louis P. DeMici, Secretary
Uniformed Professional Fire Fighters
Association of Connecticut
17 Flintlock Drive
Danbury, CT 06811



RE: Request for communications that the IAFF may have received from Local 825 New Haven Fire Fighters, CT regarding their forfeiture from the Uniformed Professional Fire Fighters Association of Connecticut

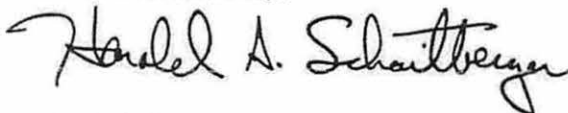
Dear Secretary DeMici:

This letter is in response to your letter dated November 21, 2017, regarding your request for any communications that the IAFF may have received from the New Haven Fire Fighters, Local 825, notifying us of their forfeiture from the Uniformed Professional Fire Fighters Association of Connecticut, per IAFF Constitution and By-Laws Article XIV, Section 11.

To date, no correspondence has been received by the IAFF from Local 825 regarding forfeiture of their state association charter. Please note that our membership database still shows Local 825 as being a member of the state association.

I hope that this formal response is sufficient. Please do not hesitate to contact me if you have any further questions.

Sincerely and fraternally,



Harold A. Schaitberger
General President

HAS/DLS:sg

cc: Jay Colbert, IAFF 3rd District Vice President
Peter Carozza, Jr., President, IAFF Local A-7 UPFFA of Connecticut
Frank Ricci, President, IAFF Local 825
Jim Lee, IAFF Chief of Staff
IAFF Membership Department
Douglas L. Steele, IAFF Legal Counsel