

affiliated entities including any locals, superior bodies, conferences, councils, pension, health, welfare or severance plans or other such entities (collectively "IBT Entities").

4. On October 1, 1992, I resigned from the IBT and from all my positions with Local 705 and all IBT Entities. Effective upon the date this agreement is approved by the Independent Administrator ("the effective date"), I agree never to hold membership in the IBT. From the effective date of this agreement forward, I further agree never to hold any position with Local 705, any positions mentioned in paragraphs 3(a)-(c) above, and any other employment, office, position or consulting or similar relationship, whether paid or unpaid, with Local 705 and any IBT Entities.

5. From the effective date of this agreement forward, Local 705 and any other IBT Entities shall not pay to me, nor shall I accept, any salary, severance payment, allowance, fee or compensation of any kind, except that I may receive my fully vested pension benefits.

6. From the effective date of this agreement forward, Local 705 and any other IBT Entities shall not make, nor shall I accept, any contributions on my behalf to any pension, health and welfare, severance or other benefit fund. I will receive no benefits, gratuities, severance payment or gifts of any kind whatsoever from Local 705 or IBT Entities.

7. From the effective date of this agreement forward, I shall not participate in any manner in any of the activities or

affairs of Local 705 or any other IBT Entities, including, but not limited to, meetings, discussions, consultations, negotiations, votes or any other business or activity of Local 705 and IBT Entities.

8. This agreement is permanent.

9. I have entered this agreement on the understanding that the Investigations Officer agrees he will not pursue the charges.

10. I understand the Investigations Officer's agreement is limited to the charges described above and attached as Exhibit A, and he expressly reserves the right to pursue charges against any other officer, member, employee or entity of the IBT and Local 705 arising out of the allegations contained in the charges or any other investigations.

11. I agree that this agreement will be submitted to the Independent Administrator for his review and approval. If approved by the Independent Administrator, I understand he will submit it to the United States District Court for the Southern District of New York for that court to approve and, if approved, to enter as a court order.

12. I understand that the Investigations Officer makes no representation as to the determination of the Independent Administrator or court with respect to this agreement.

13. I make this agreement freely, under no duress or coercion of any kind and after consultation with my attorney.

14. I have authorized my attorney to transmit this agreement, signed by me, to the Investigations Officer. When it

is signed by the Investigations Officer, he will submit it to the Independent Administrator for approval.

Sam Canino
SAM CANINO

Sworn to me this ²⁵ day
of ~~October~~ 1992
~~October~~ November

Colleen M. Becker
OFFICIAL PUBLIC
Colleen M. Becker
Notary Public, State of Illinois
My Commission Expires Mar. 24, 1993

Witnessed: Sherman Carmell
SHERMAN CARMELL
Attorney for Respondent

Agreed:

Charles M. Carberr
CHARLES M. CARBERRY
Investigations Officer

Dated: 11/30/92

Approved:

Frederick B. Lacey
FREDERICK B. LACEY
Independent Administrator

Dated: 12/10/92

So Ordered:

Hon. David N. Edelstein

David N. Edelstein
U.S.D.J.

Dated: Dec 17, 1992

-----x
INVESTIGATIONS OFFICER,
Claimant,

- v -

CHARGE

SAM CANINO
Local 705
Chicago, Illinois

Respondent.
-----x

SIR:

You are hereby advised that the Investigations Officer has charged you with the violations listed below in accordance with the powers granted him pursuant to Section F. (COURT APPOINTED OFFICERS), Paragraph 12(A) of the order entered in United States v. International Brotherhood of Teamsters, et al., 88 Civ. 4486 (DNE) (SDNY) on March 14, 1989 ("the Consent Order"). A copy of the Consent Order is enclosed.

The time and place of the hearing of this matter will be set by the Independent Administrator, Frederick B. Lacey, and he will notify you accordingly.

CHARGE

While a member of Local 705 you brought reproach upon the IBT in violation of Article II, Section 2(a) and Article XIX, Section 7(b) of the IBT Constitution and obstructed, interfered and unreasonably failed to cooperate with the duties of the court-appointed officers under the Consent Order, to wit:

On September 8, 1992, you willfully and without justification refused to appear for your sworn in-person examination pursuant to Paragraph 12(c) of the Consent Order, as required.

Dated: New York, New York
September 14, 1992

Very truly yours,

Charles M. Carberry
Charles M. Carberry
Investigations Officer

cc: Frederick B. Lacey, Esq.
Richard Gilberg, Esq.
Steven Bennett, Esq.