

INDEPENDENT REVIEW BOARD
444 North Capitol Street, NW, Suite 528
Washington, DC 20001
(202) 434-8080
Facsimile (202) 434-8084
Corruption Hotline (800) CALL-IRB

Chief Investigator:

Charles M. Carberry, Esq.
Investigations Office
17 Battery Place, Suite 331
New York, NY 10004

Administrator:
John J. Cronin, Jr.

September 21, 2011

VIA UPS NEXT DAY

Board Members:
Benjamin R. Civiletti, Esq.
Venable LLP
575 7th Street, NW
Washington, DC 20004

Joseph E. diGenova, Esq.
diGenova & Toensing, LLP
1776 K Street, NW, Suite 737
Washington, DC 20006

Hon. Loretta A. Preska
United States District Court
United States Courthouse
500 Pearl Street, Room 1320
New York, NY 10007

The Honorable William H. Webster
1850 K Street, NW, Suite 1100
Washington, DC 20006

Re: APPLICATION 152 OF THE INDEPENDENT REVIEW BOARD

Dear Judge Preska:

I transmit herewith one original and one copy of Application 152 of the Independent Review Board, submitting the Agreement regarding Louis Cassero, approved by the IRB, to Your Honor for review, and if appropriate, to be "so ordered."

In addition to the Application, enclosed please find the original and one copy of:

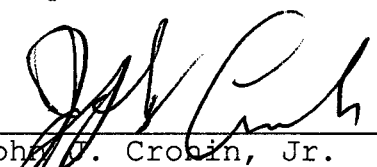
- (a) the September 21, 2011, Agreement approved by the IRB;
- (b) an Acknowledgment of Receipt; and
- (c) an Affidavit of Service.

If you find it appropriate, I respectfully request that a member of Your Honor's staff file the original of the "backed" Application, Agreement, Acknowledgment of Receipt and Affidavit of Service with the Clerk's office.

Respectfully submitted,

Members of the
Independent Review Board

By:


John J. Cronin, Jr.
Administrator

Pursuant to the Consent Order of the United States District Court, S.D.N.Y.
United States -v- International Brotherhood of Teamsters 88 CIV. 4486 (LAP)

JJC:cft

Enclosures

cc: Tara La Morte, AUSA
Charles M. Carberry, Esq.
Bradley T. Raymond, Esq.
Jonathan Kaye, Esq.
Thomas Gesauldi

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	88 CIV. 4486 (LAP)
	:	
v.	:	APPLICATION 152 OF THE
	:	INDEPENDENT REVIEW BOARD
INTERNATIONAL BROTHERHOOD OF	:	-- AGREEMENT BETWEEN THE
TEAMSTERS, <u>et al.</u>	:	INDEPENDENT REVIEW BOARD
	:	AND LOUIS CASSERO
Defendants.	:	
	:	

Pursuant to Paragraph O. of the Rules and Procedures for Operation of the Independent Review Board for the International Brotherhood of Teamsters ("IRB Rules"), the Independent Review Board ("IRB") files this Application submitting the Agreement with Louis Cassero, a member of Local 282 in Lake Success, New York. The Agreement has been approved by the IRB and is submitted to Your Honor for review and, if appropriate, to be entered as an order.

On June 21, 2011, the IRB issued an Investigative Report to the IBT Local 282 Executive Board recommending a charge against Louis Cassero for failing to cooperate with the IRB by intentionally giving false testimony during his November 24, 2009 IRB sworn examination. In October 2009, Mr. Cassero was charged with twenty-nine others in New York State Court with enterprise corruption, the State offense analogous to federal Racketeer Influenced Corrupt Organizations Statue, twenty-two counts of promoting gambling in the first degree and conspiracy to promote gambling in the first degree. During his

November 2009 testimony, Cassero knowingly and falsely stated under oath that he never accepted any bets and did not have any involvement in gambling. On May 9, 2011, Cassero pled guilty to promoting gambling in the first degree in concert with others and conspiracy to promote gambling in the first degree. On July 9, 2011, the Counsel for Local 282 notified the IRB that Local 282 intends to proffer the charge against Cassero. The IRB was notified that Local 282 scheduled a hearing of the charge against Louis Cassero for September 1, 2011, which was adjourned to September 7, 2011. At the hearing Louis Cassero would have been questioned regarding the above charge.

Before the scheduled hearing was held, Louis Cassero forwarded to the IRB a signed agreement seeking to resolve the matter. The agreement, approved and signed by the IRB, is enclosed.

This Application complies with former United States District Court Judge David N. Edelstein's February 2, 1994, Order stating that all IRB Agreements shall "contain a paragraph informing signatories that the agreement will be reviewed and may be rejected."

The Agreement reached between the IRB and Louis Cassero satisfies this procedure. One "backed" original and one copy of an Acknowledgment of Receipt are enclosed with this Application for execution by Your Honor.

Effective September 21, 2011, Louis Cassero has agreed to permanently resign from the IBT, Local 282. From September 21, 2011 forward, he has further agreed not to:

(1) hold membership in the IBT or hold any position with Local 282 or any employment, office, position or consulting or similar relationship, whether paid or unpaid, with Local 282, and any IBT Entities;

(2) accept any pay, salary, allowance, fee or compensation of any kind, except that he may receive any fully vested pension benefits;

(3) accept any contributions on his behalf to any pension, health and welfare, severance or other benefit fund;

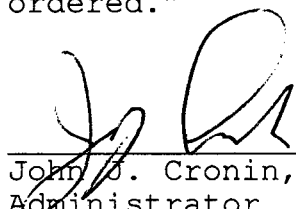
(4) receive any gratuities, severance payments or gifts of any kind whatsoever from Local 282, or IBT Entities; or

(5) participate in any manner in any of the activities or affairs of Local 282, or any other IBT entities.

We have found the Agreement serves to resolve the matter in a fair and equitable manner.

Therefore, we respectfully request that Your Honor execute the Agreement on the line provided. This will, in effect, serve to have the Agreement "so ordered" by the Court. Thereafter, it is respectfully requested that a member of Your Honor's staff file the fully executed original Agreement with the Clerk and transmit to me a confirmed copy of the Agreement as "so ordered."

By:



John J. Cronin, Jr.
Administrator

Dated: September 21, 2011

-----X
In the Matter of
Louis Cassero
before the
INDEPENDENT REVIEW BOARD
-----X

AFFIDAVIT AND
AGREEMENT

STATE OF NEW YORK)
) ss.:
COUNTY OF QUEENS)

Louis Cassero, being duly sworn, deposes and says, and agrees as follows:

1. Thomas Gesualdi, President of Local 282, International Brotherhood of Teamsters ("Local 282"), on July 9, 2011, has brought an internal union charge against me that was recommended by the Independent Review Board ("IRB"), appointed pursuant to the Consent Order entered on March 14, 1989 in United States v. International Brotherhood of Teamsters, 88 Civ. 4486 (LAP) (SDNY) (the "Consent Order"). A copy of the internal union charge is annexed as Exhibit A and incorporated herein by reference. A copy of the report and charge recommended by the IRB is annexed as Exhibit B and incorporated herein by reference.

2. I make this Affidavit and Agreement (the "Agreement") to permanently resign from the International Brotherhood of Teamsters ("IBT"). This Agreement does not constitute an

admission or denial of wrongdoing. I understand that by entering into this Agreement, I am resolving the charge referenced in paragraph 1 and the IRB will not recommend any charge against me for failing to cooperate with the IRB.

3. I represent and agree to the following:

(a) I am a member of the International Brotherhood of Teamsters and a member of IBT Local 282;

(b) I currently hold no elected or appointed offices of any kind, paid or unpaid, in the IBT or any of its affiliated entities including any Locals, superior bodies, conferences, councils, pension, health, welfare or severance plans or other such entities (collectively "IBT Entities");

4. I hereby permanently resign from the IBT and Local 282 effective upon the date this Agreement is approved by the IRB ("the effective date"). From the effective date forward, I agree never to hold membership in the IBT. From the effective date forward, I further agree never to hold any position with Local 282 or any employment, office, position or consulting or similar relationship, whether paid or unpaid, with Local 282 and any IBT Entities.

5. From the effective date of this Agreement forward, Local 282 and any other IBT Entities shall not pay to me, nor shall I accept, any salary, allowance, fee or compensation of any kind, except that I may receive any fully vested pension

benefits.

6. From the effective date of this Agreement forward, Local 282 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. From the effective date of this Agreement forward, I will receive no gratuities, severance payments or gifts of any kind whatsoever from Local 282 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 282 or any other IBT Entities, including, but not limited to, meetings, discussions, consultations, negotiations, votes or any other business or activity of Local 282 and IBT Entities.

8. This Agreement is permanent.

9. I understand and agree that this Agreement will be submitted to the IRB for its review and, if approved by the IRB, it will be submitted to the United States District Court for the Southern District of New York for review. I understand that, if this Agreement is approved by the United States District Court for the Southern District of New York, it will be entered as a Court Order. I understand that no representations have been made as to whether this Agreement will be approved by the IRB or the United States District Court for the Southern District of New

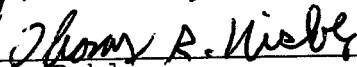
York. If this Agreement is not approved by the IRB or the United States District Court for the Southern District of New York, the Agreement will be null and void.

10. I make this Agreement freely, under no duress or coercion of any kind.

11. I have authorized counsel for the President of Local 282 to transmit this Agreement, signed by me, to the IRB. If it is signed by the IRB it will be submitted to the Court for review.


Louis Cassero

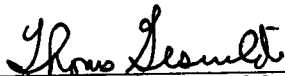
Sworn to before me this
7th day of SEPT., 2011


Notary Public

STATE OF NEW YORK; SUFFOLK COUNTY

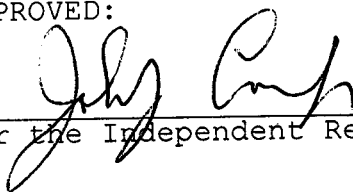
AGREED: REGISTRATION NO. 02NVI4606177

EXPIRES: 11/16/2013


for IBT Local 282

Dated: _____

APPROVED:


for the Independent Review Board

Dated: 9-21-11

So Ordered:

Dated: _____

Hon. Loretta A. Preska
U.S. District Judge

Exhibit A

CHARGE OF PRESIDENT THOMAS GESUALDI
AGAINST BROTHER LOUIS CASSERO

As the duly elected President of Building Material Teamsters Local 282 ("the Local"), affiliated with the International Brotherhood of Teamsters, I hereby charge Brother Louis Cassero with the following violations of the International Constitution.

CHARGE

While a member of IBT Local 282 and the IBT, Brother Cassero brought reproach upon the IBT in violation of Article II, Section 2(a) and Article XIX, Section 7(b)(1) and (2) and Section 14(i) of the IBT Constitution and obstructed, interfered and unreasonably failed to cooperate with the duties of the Independent Review Board as set forth in Paragraph G of the March 14, 1989 Consent Decree in United States v. International Brotherhood of Teamsters, 88 Civ. 4486 (S.D.N.Y.), to wit:

On November 24, 2009, Brother Cassero willfully gave false testimony during his sworn in-person examination conducted pursuant to Paragraph H.3(c) of the Rules and Procedures for Operation of the Independent Review Board. During his testimony Brother Cassero knowingly and falsely stated under oath that he never accepted any bets and did not have any involvement in gambling. On May 9, 2011, Brother Cassero pled guilty to promoting gambling in the first degree in concert with others and conspiracy to promote gambling in the first degree. At his plea, he admitted under oath to actions he denied in his IRB testimony.

CONCLUSION

I request that the hearing panel sustain this charge and impose the following penalty:

- (1) Immediately expel Brother Cassero from membership in Local 282, the International and any affiliate of the International and forever bar him from holding membership

or office in or employment with Local 282, the International, any affiliate of the International, or any affiliated employee benefit fund; and

(2) Forever bar Brother Cassero from seeking or accepting money or other compensation for any goods or services from Local 282, the International, any affiliate of the International, or any affiliated employee benefit plan, other than the receipt of vested benefits to which he may be lawfully entitled by reason of prior participation in an employee benefit plan; and

(3) Such other relief as is just and appropriate.



Thomas Gesualdi
President, Local 282

Exhibit B

To: Local 282 Executive Board
From: Members of the Independent Review Board
Re: Proposed Charge against Local 282 Member Louis Cassero
Date: June 21, 2011

I. RECOMMENDATION

The Independent Review Board ("IRB") refers the below report to the Local 282 Executive Board and recommends that a charge be filed against Local 282 member Louis Cassero ("Cassero") for failing to cooperate with the IRB by intentionally giving false testimony during his November 24, 2009 IRB sworn examination. In October 2009, Cassero was charged with twenty-nine others in New York State court with enterprise corruption, the State offense analogous to the federal Racketeer Influenced Corrupt Organizations statute, twenty-two counts of promoting gambling in the first degree and conspiracy to promote gambling in the first degree. (Ex. 44) During his November 2009 testimony, Cassero knowingly and falsely stated under oath that he never accepted any bets and did not have any involvement in gambling. (Ex. 1 at 18, 29) On May 9, 2011, Cassero pled guilty to promoting gambling in the first degree in concert with others and conspiracy to promote gambling in the first degree. (Ex. 45 at 10)¹ At his

¹ Violating New York Penal Law Section 225.10(1) by promoting gambling in

plea, he admitted under oath to actions he denied in his IRB testimony. Local 282 Investigations Officer Robert A. Machado referred this matter to the IRB.

By his actions, it appears that Cassero, while a member of the IBT, brought reproach upon the IBT and failed to cooperate with the IRB in violation of Article II, Section 2(a) and Article XIX, Sections 7(b)(1), (2) and 14(i) of the IBT Constitution, by knowingly testifying falsely during his November 24, 2009 IRB sworn examination concerning his gambling activities.

II. JURISDICTION

Pursuant to Article XIX, Section 14(c) of the IBT Constitution, this disciplinary matter is within the jurisdiction of the Local 282 Executive Board. Paragraph G(e) of the March 14, 1989 Consent Decree in United States v. International Brotherhood of Teamsters, 88 Civ. 4486 (S.D.N.Y.) and Paragraph I(6) of the court-approved Rules and Procedures for Operation of the Independent Review Board ("IRB Rules") require that within 90 days of the IRB's referral of a matter to an IBT entity, that entity must file with the IRB written findings setting forth the specific action taken and the reasons for that action. Pursuant

the first degree and conspiracy to promote gambling in the first degree are pattern acts under the New York State enterprise corruption statute. NY CLS Penal §460.10 and §460.20 (2011). (Ex. 46) Pursuant to Article XIX, Section 7(b)(11) of the IBT Constitution, IBT members are prohibited from "[c]ommitting any act of racketeering activity as defined by applicable law." (Ex. 47)

to Paragraph I (9) of the IRB Rules, not meeting this deadline may be considered a failure to cooperate with the IRB.

III. INVESTIGATIVE FINDINGS

A. Background of Local 282

Local 282 is located in Lake Success, N.Y. As of December 2010, it had 3,648 members employed at various construction companies in the New York City area. (Ex. 2) Historically, organized crime has dominated IBT Local 282. (Ex. 3) Past Local 282 officials were closely associated with or controlled by LCN members for decades. According to news reports, between 1977 and 1984, Local 282's President John Cody was a close associate of the Gambino Crime Family. (Exs. 4-5) In October 1982, Cody was convicted of operating Local 282 as a racketeering enterprise through extortion, kickbacks and bribery. (Ex. 6)

In 1991, Salvatore Gravano ("Gravano"), an admitted member and the underboss of the Gambino LCN Family, detailed the then continuing organized crime control over Local 282. (Ex. 7 at 26-27, 46) Gravano explained how John Gotti, then the boss of the Gambino Family, appointed him to control Local 282 for the Gambino Family. (Ex. 3) Gravano detailed an illegal payoff scheme involving Local 282 officers and the Gambino Family. (Ex. 3) Under the scheme, Gravano directed Local 282 officials to demand illegal payoffs from contractors who employed Local 282

members. (Ex. 3) Contractors paid to ensure Local cooperation and to gain special favors from the Local such as having no foreman on a job to enforce work rules. (Ex. 3)

LCN member Gravano reported that he had a close relationship with Local 282 officers including then Local 282 President Robert Sasso ("Sasso") and former Secretary Treasurer Michael Carbone ("Carbone"). (Ex. 3; Ex. 7 at 26-27, 46) According to Gravano, Sasso and Carbone were Gambino Crime family associates. (Ex. 3) Gravano further advised that when employer payoffs were received by Local 282 officers, he would receive money from either Sasso or Carbone. (Ex. 3) According to evidence presented at John Gotti's 1992 trial, John Gotti, then the head of the Gambino Family, received more than \$1 million a year in racketeering proceeds from Local 282. (Ex. 8)

In December 1991, the Investigations Officer charged Sasso and Carbone with knowingly associating with members of organized crime and failing to investigate former Local 282 President Cody's ties to organized crime. (Exs. 9-10)² In 1992, Sasso and Carbone signed agreements with the Investigations Officer permanently resigning from all IBT positions, including IBT membership. (Exs. 11-12) In 1992, a federal grand jury indicted then current and former Local 282 officers Sasso,

² In 1982, Cody was convicted of racketeering and sentenced to 5 years imprisonment. (Exs. 4-6)

Carbone, Michael Bourgal and John Probeyahn for labor racketeering. (Ex. 13)³ All four of the Local 282 officers entered guilty pleas to racketeering charges. (Exs. 8 and 14) In 1996, Probeyahn and Bourgal both entered into agreements with the IRB permanently resigning from the IBT to resolve IRB-recommended charges that they engaged in labor racketeering and committed perjury when testifying during an IRB sworn examination. (Exs. 15-16)

Since 1991, under the Consent Order, thirty Local 282 members have been either permanently barred based upon decisions of the Independent Administrator or the IRB or permanently resigned from the Local pursuant to an agreement. Seventeen of these members were barred based upon charges that they knowingly associated with members of organized crime and six were barred based upon charges that they knowingly associated with a barred IBT member. (Exs. 11-12, 15-42) For example, in October 2010, the IRB recommended a charge be filed against Local 282 member John Castelle ("Castelle") for being a member of the Luchese LCN family, knowingly associating with LCN members and failing to cooperate with the IRB. (Ex. 40) On March 16, 2011, the IRB found the charges against Castelle proven and permanently barred him from membership in Local 282 and any IBT entity. (Ex. 41)

³ In 1992, Bourgal replaced Sasso as Local 282 President following Sasso's resignation and Probeyahn replaced Carbone as Secretary Treasurer.

In 1995, pursuant to a civil RICO suit, Local 282 was placed in government trusteeship. The complaint detailed the Gambino LCN Family's influence over Local 282's Executive Board as well as the Gambino LCN Family's receipt, either through Local 282 officers or directly from Local 282 employers, of proceeds from racketeering acts involving Local 282 officers, employees and members. (Ex. 43)

B. Cassero's Background

Cassero has been a member of the IBT since August 2007 when he joined Local 282. (Ex. 48) Cassero was employed at Sorbara Construction as a truck driver. (Ex. 1 at 4-5; Ex. 48)⁴ Cassero's dues were paid through December 2011. (Ex. 48)

C. Cassero's Indictment

In October 2009, Cassero was indicted by the Queens County District Attorney's office along with twenty-nine others for enterprise corruption, twenty-two counts of promoting gambling in the first degree and conspiracy to promote gambling in the first degree. (Ex. 44)⁵ As discussed below, on May 9, 2011, Cassero

⁴ Prior to working for Sorbara Construction, Cassero was a manager for TD Waterhouse. (Ex. 1 at 5) Cassero's uncle, who was a Local 282 member and worked for Sorbara for several years, helped Cassero get employment at Sorbara. (Ex. 1 at 5-8) According to Cassero, after his uncle retired, he was the only Local 282 driver employed at Sorbara. (Ex. 1 at 4, 13) According to Cassero, he was paid by Winco Corporation, which is related to Sorbara. (Ex. 1 at 5)

⁵ According to the Queens County District Attorney's statement regarding the indictment, ". . . the investigation uncovered evidence that the enterprise had links to both the Gambino and Genovese crime families." (Ex. 49) In a subsequent separate federal indictment, Robert Wehnert, one of Cassero's codefendants, was described as an associate of the Gambino crime

pled guilty to promoting gambling in the first degree and conspiracy to promote gambling in the first degree. (Ex. 45 at 10)

D. Cassero's False Testimony During His IRB Sworn Examination

The IRB requested Cassero's testimony. (Ex. 51) Illegal gambling has been a major source of revenue for Organized Crime for decades. It is closely related to loan sharking in that individuals with large losses often obtain loans from organized crime at high rates of interest combined with collection through violence and threats of violence. Five or more people conducting a gambling operation is a racketeering act, 18 U.S.C. §1961 and §1955, the commission of which are enjoined by the March 14, 1989 Consent Order and expressly prohibited by the IBT Constitution.

On November 24, 2009, Cassero's sworn examination was conducted at which he was represented by counsel. (Ex. 1 at 3-4)

During his sworn examination, Cassero testified that:

Q: Have you ever accepted any bets?

A: No.

Q: Have you ever collected any gambling debts?

A: No.

Q: Have you ever paid out any gambling winnings?

A: No, I did not.

* * *

family. (Ex. 50)

Q: Have you ever assisted anyone to place bets?

A: No.

* * *

Q: Have you had any involvement in gambling?

A: No.

(Ex. 1 at 18-20, 28-29)

At the end of his sworn testimony, Cassero's attorney was given the opportunity to ask questions to clarify anything. Cassero's counsel did not ask Cassero any questions. (Ex. 1 at 32)

E. Cassero's Subsequent Admissions Under Oath regarding His Gambling Activities

Contrary to his sworn denials during his IRB examination, Cassero admitted on May 9, 2011 under oath in Queens County Supreme Court that he had committed the felony of promoting gambling in the first degree and the misdemeanor of conspiracy to promote gambling in the first degree. (Ex. 45 at 10)⁶

During his allocution, Cassero admitted under oath that on or about March 20, 2007 he "advanced and profited from unlawful gambling activity by engaging in bookmaking to the extent that

⁶ During Cassero's allocution, the Judge stated that if Cassero complied with the terms of his plea, including attending an alternative sentencing program for gambling addiction, the felony charge will be dismissed and Cassero will be sentenced under the misdemeanor conspiracy count to a conditional discharge and a \$1,000 fine. (Ex. 45 at 5) If Cassero violates any of the terms of his plea, he will be sentenced to one to three years in prison. (Ex. 45 at 5) Cassero's next court date is July 22, 2011. (Ex. 45 at 11)

[he] received or accepted on that date more than five bets totaling more than \$5,000." (Ex. 45 at 10) Cassero also admitted under oath that ". . . between August 31, 2004 and September 17, 2009 in the County of Queens and elsewhere with intent that conduct constituting a felony to wit promoting gambling in the first degree be performed, [he] agreed with one or more persons to engage in or cause the performance of such conduct." (Ex. 45 at 10)

IV. ANALYSIS

Cassero intentionally testified falsely during his IRB sworn examination when he testified that he never accepted any bets and had no involvement in gambling. (Ex. 1 at 18, 29) By his conduct, Cassero appears to have brought reproach upon the IBT and failed to cooperate with the IRB in violation of the IBT Constitution.

V. PROPOSED CHARGE

Based upon the foregoing, it is recommended that Cassero be charged as follows:

While an IBT member, you brought reproach upon the IBT and failed to cooperate with the IRB in violation of Article II, Section 2(a) and Article XIX, Sections 7(b)(1), 7(b)(2) and 14(i) of the IBT Constitution, to wit:

While an IBT member, you failed to cooperate with the IRB during your sworn examination on November 24, 2009 when you gave intentionally false testimony concerning your gambling activities.

Exhibits to the Report Regarding Louis Cassero

- Ex. 1 Sworn examination of Louis Cassero dated November 24, 2009
- Ex. 2 LM-2 for Local 282 for the year 2010
- Ex. 3 Federal Bureau of Investigation Declaration by S.A. John Iacovelli dated March 26, 1992
- Ex. 4 Newsday article dated May 31, 1999
- Ex. 5 Newsday article dated March 23, 1995
- Ex. 6 Indictment and Judgment regarding John Cody
- Ex. 7 Declaration of FBI Special Agent Bruce Mouw dated April 7, 1992
- Ex. 8 New York Times article dated June 22, 1994
- Ex. 9 Charge Report Regarding Robert Sasso dated December 18, 1991
- Ex. 10 Charge Report Regarding Michael Carbone dated December 18, 1991
- Ex. 11 Robert Sasso Affidavit and Agreement dated April 17, 1992
- Ex. 12 Michael Carbone Affidavit and Agreement dated September 1, 1992
- Ex. 13 Indictment against Robert Sasso, Michael Carbone, Michael Bourgal, John Probeyahn and Joseph Matarazzo
- Ex. 14 Newsday article dated March 19, 1994
- Ex. 15 Michael Bourgal Affidavit and Agreement dated June 3, 1996
- Ex. 16 John Probeyahn Affidavit and Agreement dated June 3, 1996
- Ex. 17 IBT Decisions Concerning Ralph Ferreri, Dominick Carraciolo, Ronald Forino, Dominick Guidice and Pasquale Ventimiglia dated June 28, 1996

- Ex. 18 Salvatore Barbato Affidavit and Agreement dated March 27, 1992
- Ex. 19 Michael DiLeonardo Affidavit and Agreement dated November 21, 1991
- Ex. 20 Frank Fappiano Affidavit and Agreement dated October 16, 1991
- Ex. 21 Camillo Lombardozzi Affidavit and Agreement dated March 26, 1992
- Ex. 22 Joseph Cammarano, Sr. Affidavit and Agreement dated March 15, 1995
- Ex. 23 Aniello Madonna Affidavit and Agreement dated November 18, 1996
- Ex. 24 Local 282 Decision Regarding Perry Baron dated January 26, 1994
- Ex. 25 IBT Decisions Concerning John Bilotti and Robert Calcagno dated June 23, 1997
- Ex. 26 IBT Decision Concerning Glenn Boggia dated September 23, 1997
- Ex. 27 IRB Decision Concerning Joseph Cammarano, Jr. dated September 15, 1995
- Ex. 28 IBT Decision Concerning Theodore Furstman dated December 11, 1998
- Ex. 29 IBT Decision Concerning Charles Lanza dated February 2, 1997
- Ex. 30 IBT Decision Concerning Michael Malena dated March 3, 2000
- Ex. 31 IRB Decision Concerning Peter Menechino, Sr. dated October 9, 1997
- Ex. 32 Local 282 Decision Concerning Anthony Sainato dated August 2, 2001
- Ex. 33 John Sperando Agreement dated June 3, 2002

- Ex. 34 Charge Report Regarding Ralph Ferreri dated November 8, 1995
- Ex. 35 IBT Decision Concerning Ralph Ferreri dated May 16, 1996
- Ex. 36 IRB letter dated June 10, 1996 to IBT General President Ron Carey concerning Ralph Ferreri
- Ex. 37 Tony Manero Affidavit dated October 5, 2009
- Ex. 38 Michael Carucci Affidavit dated July 1, 2010
- Ex. 39 IRB report regarding Tony Manero dated October 30, 2009
- Ex. 40 IRB report regarding John Castelle dated October 13, 2010
- Ex. 41 IRB decision regarding John Castelle dated March 16, 2011
- Ex. 42 Anthony O'Donnell Agreement dated March 28, 2011
- Ex. 43 Consent Judgment involving Local 282 dated March 22, 1995
- Ex. 44 Indictment in People of the State of New York v. Louis Cassero et al
- Ex. 45 Transcript of Louis Cassero's Plea Allocution dated May 9, 2011
- Ex. 46 Excerpts from New York State Penal Law
- Ex. 47 Excerpt from IBT Constitution
- Ex. 48 Dues Record for Louis Cassero
- Ex. 49 Queens County District Attorney's Statement regarding indictment in People v. Cassero, et al
- Ex. 50 Indictment in United States v. Vernace et al
- Ex. 51 Sworn Examination notice to Louis Cassero

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	
	:	88 Civ. 4486 (LAP)
v.	:	ACKNOWLEDGMENT OF RECEIPT
	:	OF THE AGREEMENT
INTERNATIONAL BROTHERHOOD OF	:	BETWEEN THE INDEPENDENT
TEAMSTERS, <u>et al.</u>	:	REVIEW BOARD AND
	:	LOUIS CASSERO
Defendants.	:	

This Court hereby acknowledges that the Agreement enclosed with Application 152 of the Independent Review Board ("IRB") for the International Brotherhood of Teamsters ("IBT") has been received by this Court, and that this Court has caused to be filed the original documents concerning the Agreement enclosed with Application 152 with the Clerk of the Court of the Southern District of New York.

This Court further certifies that the instant Acknowledgment of Receipt ("the Acknowledgment") has been filed with the Clerk of the Court of the Southern District of New York, and that a copy of the Acknowledgment has been forwarded to the following:

John J. Cronin, Jr.
444 North Capitol Street, NW, Suite 528
Washington, DC 20001
Administrator of the Independent Review Board

Bradley T. Raymond, Esq.
International Brotherhood of Teamsters
25 Louisiana Avenue
Washington, DC 20001

Charles M. Carberry, Esq.
Investigations Office
17 Battery Place, Suite 331
New York, New York 10004

Dated: _____, 2011
New York, New York

U.S.D.J.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

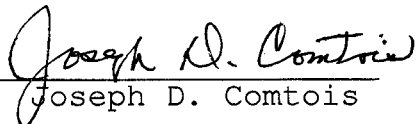
UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	
	:	88 Civ. 4486 (LAP)
v.	:	AFFIDAVIT OF SERVICE
	:	
INTERNATIONAL BROTHERHOOD OF	:	
TEAMSTERS, <u>et al.</u>	:	
	:	
Defendants.	:	

Joseph D. Comtois hereby deposes and says:

1. I am the Assistant to the Administrator in the office of the Administrator of the Independent Review Board. On September 21, 2011, I caused to be delivered via UPS NEXT DAY to the Honorable Loretta A. Preska one executed original and one copy of Application 152, the executed original and one copy of the Agreement between the IRB and Louis Cassero, and the original and one copy of the Acknowledgment of Receipt.

2. I also caused a copy of Application 152 along with the enclosures to be delivered to:

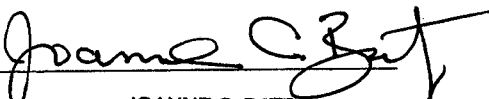
- Tara La Morte, AUSA, via UPS Next Day
- Charles M. Carberry, Esq., via UPS Next Day
- ✓Bradley T. Raymond, Esq., via Hand Delivery
- Jonathan Kaye, Esq., via UPS Next Day
- Thomas Gesauldi, President, Local 282, via UPS Next Day



Joseph D. Comtois

Sworn to and subscribed
before me this 21st day

of September 2011



JOANNE C. BATZ
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires March 14, 2012