

August 25, 2003

Joe Lindenberg
Secretary / Treasurer
ACRE Local Division 9
420 Lexington Avenue
Suite 215
New York, NY 10017

Dear Joe:

The Labor-Management Reporting and Disclosure Act (LMRDA) states "Every labor organization required to submit a report under this title shall make available the information required to be contained in such report to all of its members..." As a member in good standing of the Association of Commuter Rail Employees (ACRE) I would like to have made available to me all of the information, (i.e.: books, records and accounts necessary to verify such report) for ACRE Local 9, 2002, LM2 report which you filed with the U.S. Department of Labor.

Stated in our LM2 report for 2002 item #14 is the fact that an audit or review of its books and records was done by an outside accountant or by a parent body auditor/representative. You go on to specify under additional information, concerning item #14, the trustees verified this information. On the last page of the ACRE Local 9 LM2 report the Trustee Signatures were left blank. Why did our Trustee's for Local Division 9 not sign this LM2 report? Did they review this LM2 and check its accuracy before you sent it in? Which ACRE trustee's performed this audit?

Why didn't Carmine M. Disanto, an outside CPA perform the audit on ACRE Local 9 books? He has performed this audit for the previous two years and currently certified the audits for ACRE 's Executive Board and ACRE Local Division 1 for 2002. Do ACRE trustee's have the expertise and experience to perform such an audit?

I expect to hear from you within ten days, from receipt of this letter, concerning this information.

Sincerely,

James W. Ekberg

CC: U.S. Department of Labor

Sent via certified mail