

October 31, 2003

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

Dear Joe:

Thank you for your letter dated September 7th inviting me to attend an ACRE union meeting or contacting an ACRE officer to go to the ACRE office and review the information and records I had requested in my letter dated August 25. As Warner Wolf used to say "let's go to the video".

I have attended a few ACRE union meetings this year. Not once during any of these meetings was the membership informed any financial records were there and available for inspection. No receipts were ever presented to the membership for approval. Contained in previous ACRE minutes, the opposite is true. Our membership has been asked to vote to pay for items without receipts.

As far as contacting an ACRE officer of the Division to schedule an appointment to have these items presented to me for inspection. I tried this approach with Mike Doyle concerning my never ending odyssey getting copies of previous minutes of ACRE monthly meetings. For the record, to date, my minutes request has not been fulfilled. I had scheduled appointments with Mike. Always the day before our appointment, Mike would call and cancel. Something more important always came up. On February 13th, I went up to the ACRE office and met Tom Cooper. Unfortunately he had no idea where any of the ACRE minutes or records were kept.

Back to my letter of August 25. Joe, I asked specific questions from you and did not get a single answer. Why is it ACRE officers never respond to my direct questions or concerns? Somehow you must be confused with my letter. I did not ask to see the ACRE LM-2 report. I have my own copy. What I asked for was to see all of the documentation (receipts, payroll and expense records) which the ACRE uses to compile and file this report. Basically, if the ACRE pays for something I have the right to see the receipt for it.

Stated in this LM-2 report under item number 9 "Are your organization's records kept at this mailing address (ACRE office)? To which you responded "no". You state under item 75, additional information, the records are kept at 1603 Eagles Ridge, Brewster, NY 10509. Joe, if you certified for the government these records are not kept at the ACRE union office, why do I need to go to the ACRE office? What records are kept at the office? Why are the records for the Executive Board and Local Division1 kept at the ACRE office, yet Local Division 9 records are kept in Brewster?

Hopefully this clears up any misconceptions about the request I made in my letter dated August 25. Will ACRE officers ever comply with ACRE members rights under our Constitution, Bill of Rights, Local Division Bylaws, Federal and State Laws? Within ten days from the receipt of this letter, please provide answers to all of my concerns contained in these two letters. Call me to schedule an appointment when all of the receipts and records used to complete and file the LM-2 report will be available for my inspection.

Sincerely,

James W. Ekberg

Sent via certified mail