

JOLIFER NOE
87-17 Seaview
Brooklyn, NY 11237

July 5, 2023

By Email and Overnight Mail

Carla Insigna
Judicial Panel Chair
AFSCME
1625 L Street, NW
Washington, DC 20036

Re: Appeal of Local 983 Election

Dear Sister Insigna:

On May 22, 2023 I appealed the Local 983 election held on May 15, 2023. A copy is enclosed. The Local issued a decision on my appeal on June 22, 2023. That decision is also enclosed.

Rather than repeat the argument in my appeal to the Local, I request that the May 22, 2023 letter be considered my appeal to the Judicial Panel as well.

With regard to the Local's decision, I have the following to say:

- To assert that an in-person election held in 2023 presented a COVID danger, enough to obviate the requirements in the Local Constitution that voting be in person, is absurd. That was not shy telephone voting was instituted.
- The Local misreads the AFSCME Election Code and Election Guide. Those documents clearly state that for both use of electronic voting (where allowed) and slate voting, they must be approved "by membership vote or approved by the election committee before the nominations begin." This did not happen.
- The Local 983 Constitution very clearly says "members must be present to vote." This is a clear requirement of in-person voting. Being "present" doesn't mean making a phone call to the American Arbitration Association.

- I was never offered an opportunity to see the mailing of the electronic vote notices, and had no idea when they were being mailed out..
- At no time were credentials mailed out to members. They were given them upon calling in without any way of the phone call recipient knowing who was calling and whether the call was being made in private.. This system made fraud possible, easy, and impossible to trace.
- The Supreme Court Judge issues an injunction stopping the election in May 2022 because it wasn't being conducted in-person. There was never a prohibition on the election after that. I have enclosed all of the rulings, Judge Frank stayed the election if it was conducted by other than an in-person method. That prohibition was lifted by the N.Y. Appellate Division a few weeks later. The incumbents just used all the my unsuccessful court court appeals as an excuse not to proceed with a vote. There was nothing after July, 2022 blocking the conduct of the election by the means ultimately used.

Thank you for your consideration.

Sincerely,

Jolifer Noe

Jolifer Noe

Encl.

cc: Arthur Schwartz
Joseph Oro