

Bulletin



Volume 15, No. 3

We Light Up Your Life!

March 2005

Local 728 Movers and Shakers



Some are new to the Executive Board, some are veterans. Regardless of how long or short their unselfish tenure, Local 728 Officers and Executive Board Members all have one goal in common: To Serve the Membership. We spoke with two long-standing members, and met the Local's new Vice President, Michael Gips. Page 4

ALSO INSIDE

What is an I-9 and what are your rights? Business Representative Norman Glasser explains it all in his column on Page 2.

Starbucks claims to be an employee-friendly corporation, so why are a group of New York City "partners" wanting to organize? Could this start a resurgence of unionism among service employees? Read the scoop in this month's President's Column on Page 3.

Supporting Our Troops, Our Children: Member Richard Kamins wrote us about his son, Todd, a Navy Ensign who is making the military his career.

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"Is there anybody on 'the books' willing to take a call?" Call Steward and Treasurer R. Bruce Prochal explains how every call refused from the Local represents Pension/Health & Welfare benefit hours that are forever lost and can never be reclaimed. Page 6

Local 728 Officers and Executive Board

Patric J. Abaravich

President

Michael Gips

Vice President

Norman L. Glasser Business Rep. - Secretary

R. Bruce Prochal

Call Steward/Treasurer

Executive Board Members

Branch Brunson
Paul Caven
Michael Everett
Dennis K. Grow
Roger L. Lattin
Steve R. Mathis
Richard McConihay
Jerry Posner
Alan M. Rowe
Karen Weilacher

Sergeant-at-Arms
Greg Argarin

Shop Stewards

CLC Delegates

Branch Brunson
Paul Caven
Mike Everett
Iain O'Higgins
Mark Crosthwaite

The Bulletin Editor Patric J. Abaravich If it is the policy of the employer to photocopy your identification, neither the Local nor the IA has control

The Facts About I-9

By Norman Glasser Business Representative - Secretary

We have a lot of calls concerning the issue of I-9. First let me say that I-9 is mandated by the federal government. It is not the Union, nor the employer that requires this information to be collected.

Under the I-9 law it states "Employers may, but are not required to, photocopy the document(s) presented. These photocopies may only be used for the verification process and must be retained with the I-9. However, employers are still responsible for completing the I-9." If it is the policy of the employer to photocopy your identification, neither the Local nor the I.A. has control over the employer's policy.

I know a lot of you are concerned about Identity Theft. If you have a passport whether it is current or expired, use copies of this to present to the employer when filling out I-9 information. Your passport contains no pertinent information such as social security number or driver license number or anything else that may be used in identity theft.

The facts are when you report for a new job, the ACLT should do all paperwork first thing. If you do not have the proper identification required by the employer, they do not have to employ you and they can send you home. If they do employ you and your paperwork is done later in the day, by law they are required to pay you and not hold up your paycheck due to incomplete I-9 paperwork.

Please save yourself the aggravation and stress due to not completing the I-9 paperwork. Be prepared with photocopies for the I-9 verification by the employer and hopefully this will save a lot of hassle later.

COVER PHOTO

Local 728 is both fortunate and proud to have a dedicated group of members that encompass the Executive Board. Seated with Local 728 Administrative Assistant Sandra O'Connor (left) at the February Executive Board meeting are members (clockwise): Dick McConihay, Alan Rowe, Steve Mathis, Branch Brunson, Karen Weilacher, Jerry Posner, Dennis Grow, R. Bruce Prochal, Roger Lattin, Paul Caven, Michael Everett and newly named Local Vice President Michael Gips.

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Employees at NYC store try to organize; possible national trend could give service workers the muscle they need

The Plight of Starbucks "Partners"

By Patric J. Abaravich, President/Editor

It was a late night and an even earlier morning. In a fog, somehow – maybe because you've driven the route so many times – you turn the corner and see the alltoo familiar green sign beaming in the distance. You quickly glance at the only thing decipherable on the dash through your sleep-deprived eyes: the neon blue digital clock. "Perfect timing," you blurt with groggy reassurance. "It's 5:01 a.m. ... they're open."

Like traveling through a hot desert and finally reaching the oasis, you repeat the same sentence you've said every work day morning for two years: "Two Triple Venti Lattes, 180 degrees with foam, please." Smiling confidently, the ever-ready Starbucks employee carefully prepares your specialty coffee.

"Ahhh, that's good," you say to yourself, not realizing you said it out loud in what's now a café full of caffeine addicts lining up for their first hit of the day.

Efficient, talented and standing by to work a full shift are thousands of Starbucks employees around the country catering to those of us willing to pay handsomely for overpriced drinks.

Most of these liquid masters – sure, a lot of students, but also countless others trying to make ends meet – earn less per hour than the two lattes you just ordered. These Starbucks "partners" (as the company refers to them) work at over 6,132 U.S. locations. Including their international operations, Starbucks claims they serve 30 million customers a week. Not surprisingly, that adds up to a whole lot of coffee beans: During fiscal 2004, the company reported consolidated net revenues of \$5.3 billion – an increase of 30 percent.

In the past I've written about the dirty corporate deeds of Wal-Mart and the degrading treatment of their "associates." Most recently, I reported on the organizing efforts of Canadian Wal-Mart employees and the company's decision to close the store rather than let their "associates" have a collective voice.

And now I bring you the plight of Starbucks workers. For nearly a year, "partners" working at the 36th and Madison Starbucks in New York City have been trying to organize. When their complaints of low wages, inconsistent work schedules and long hours behind an understaffed counter went unheeded by management, one savvy employee began organizing his fellow baristas.

The group united and then successfully turned in their union cards to the NLRB for certification election. Following their union application, Starbucks head honchos hired a pair of anti-union lawyers who claimed it was illegal for the workers to organize just one branch.

Despite the anti-union rhetoric – including scare tactics, intimidation, the threat of wage cuts and loss of benefits, along with the promise of bribes and promotions for those who go against the union cause – the group held firm. In July, the NLRB issued a decision in favor of the union. Things then turned sour when a new decision by NLRB later said they would hear an appeal from Starbucks management.

While their journey to organize continues, the group has stayed committed to the cause. Perhaps most importantly, the "partners" have shed light on another major

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Call Steward INFORMATION

Any Local 728 member representing the producer in filling calls or needing assistance, please contact this local during business hours. The local office operating hours are 8:00 a.m. to 6:00 p.m. Monday through Friday. If you need to hire prior to 8 a.m., after 6 p.m., or over the weekend, please phone the Call Steward at 818-207-3094.

Members seeking weekend work should call the Steward at the Local on Friday to put your name on the weekend availability list.

Anyone who hires off roster or hires any member who is not current with their dues without first calling the Call Steward, shall have charges filed against them and shall be subject to the assessments levied by the Trial Board if found guilty.

Our present contract work week consists of any five (5) consecutive days out of seven (7) consecutive days.

Exciting things are happening at your union! Don't miss the next regular General Membership Meeting Saturday, May 14, 2005
9:00 a.m. at
IATSE Local 44
12021 Riverside Drive North Hollywood

No R.S.V.P. needed!

Be sure to bring
your union card!

UNIONBusiness

Deceased

Brother Robert E Thomas, 79 years old, passed away November 29, 2004.

Brother Ted Schwimer, 60 years old, passed away February 7, 2005.

First Notice

New applicants for membership are: Norman Ash, Allen E. Barnwell, Edward Carlile, Lawrence Cha, Timothy Gillis, W. Mark Haynes, Gabriel Hays, Joshua L. Huber, Jose H. Martinez, Timothy Molina, Aaron Peterson, Ruben T. Ramos, Roberto A. Schein, James Strong and Neil A. Young, III.

Second Notice

New applicants for membership are: Ffilip Bolton, Brian D. Hartley, Trevor Houghton and Joshua T. Stern.

New Members

The following members were sworn into Local 728 on March 12, 2005: Steve T. Brock, Michael Callahan, Devin D. Campbell, John Cropley, Russell E. Curtis, Sean S. Emmons, Patrick J. Gaynard, Jerry Gregoricka, Brady M. Gurley, Richard Lyons, William McLachlan, John J. Moriarty, Steve Rollins, Ramiro Ruiz, Sean-Michael Smith and Tony Sweeney. The following member was sworn into Local 728 on March 12, 2005: Roger Chingirian.

Union Phone Numbers (818) 891-0728 (800) 551-2158 Fax (818) 891-5288 Web Site:

www.iatse728.org

Local 728 Movers

In February, several Local 728 members were sworn into their new leadership positions in the union. So who are these movers and shakers you elected? What goals have they set for their three-year term? We spoke with two long-standing Executive Board members – Dick McConihay and Karen Weilacher – who have assumed different roles, and 11-year member Michael Gips, the Local's new Vice President.

Dick McConihay

A member since 1960, Dick has served on the Executive Board many times in his over four-decade career with the Local. When pressed for a reason why he continues to serve, Dick's answer comes easily. "Why is this old goat still going to the meetings? Because everything I have is because of the union," he pointed out. "You can live well without the union, but not quite as well."

Top priority on Dick's list is safety and education. "That's number one. We're doing this for a living. Without education, we won't be up-to-date. I'm for anything that will give knowledge to the members."

His promise to the members is straightforward: "I want to take care of your money better than I take care of my own."

Dick noted that he is all for spending money – as

long as it's on the members, and the costs are verified before any checks are written. "It's very easy to spend other people's money. But they work too hard for it, and I have a high regard for that."

Perhaps equally important to Dick is spending the members' money fairly. "Whatever we spend money on is for everyone. If there are 2000 members we want the cost spread equally and the dividends spent equally so everyone benefits," he noted.

Additionally, Dick would like to see more members participating in the union process. "One thing I'm adamant about is delegates to the conventions. A member wants to feel that they are learning something and that they can make a difference. Come to meetings and go to conventions and learn what your union is all about. It's not all about paying

dues," he said.

"It's the union's responsibility to educate the member about being a member. At the conventions, you see the way unions are run from the IA to the Local. The education is there if members want to participate."

The long-term and dynamic member gives an uncomplicated reason why it is so important for members to be involved in the Local: "We have to be active so we can be aware and protect our livelihood."

SANDANGER ASP

Karen Weilacher

For the past three years, Karen has proudly served as the Local's vice president. "I really enjoyed being the VP. It was a great experience."

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and Shakers

A member since 1979, Karen has served on the Executive Board for nearly a decade. "The main reason why I wanted to return to being on the Executive Board is because I kind of felt that the E-Board runs everything. I would put my two cents in as vice president, but it's really up to them."

The first year Karen served as vice president she was able to vote because there were not enough alternates. The following year, more members were elected and she was no longer able to cast a vote. "I really didn't like that. There were many things that would go on that I couldn't directly participate in, which is the main reason I wanted to go back to the Executive Board."

In addition to serving on the contract negotiating committee, where she notes, "We're going to work very hard on getting additional classifications," Karen is looking forward to working on the Heritage Series. "We are going to videotape interviews with members of the Local getting their history and the history of the Local within the industry. We'll archive them and put together some vignettes for the membership. There is potential to do more with the Heritage Series but it's mainly to preserve our history."

With her long tenure on the board, Karen said participation by the membership has been an ongoing problem – but one that could soon have a sobering side effect. "With the rewriting of the Constitution and Bylaws, if passed, a portion addresses the quorum that's necessary to have a meeting. Right now, it's 25 members. If ratified, it will be a percentage of the Local."

... "I think we need to be looking years out and start laying the ground work that will give our Local more respect for the individual member..." Michael Gips

Karen said she completely understands that members work long hours then have family and other responsibilities on the weekends. "But it's only six days out of 365. I say commit those days to your Local," she suggested.

"At meetings the members present really make the difference. People are exercising their right to control the events and progress of the Local," she noted. "It's the one opportunity to voice our needs and our opinions and goals. It's also where the trial findings are approved or not approved. Things change at a meeting because of who attends."

Even if members don't attend, Karen stresses the importance of communicating with board members. "We are representing the membership. If there is anything you want us to bring to the attention of the board, you should always feel free to contact any of us anytime," she emphasized.

"I am proud to serve. And I'm thankful for those who have come before us, and thankful that there is always someone who carries on the work of the Local, I just wish there were more," she observed, adding, "I think we have an excellent Executive Board with a lot of diverse opinions who are willing to work together to achieve our goals."

Michael Gips

Through friends and associates, Michael Gips says he saw a changing of the composition of the Local "from the kind of old guard to a group of people who would like to see the Local move in new directions and be more progressive."

An active member, the same friends suggested he run for a board seat. "They said, 'You probably won't win, but it's a good first step," he chuckled.

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Delinquent List First Quarter 2005*

AASLAND, JOSEPH D. ABBOTT, MARK ALLISON, THOMAS M. ALONSO, GARY AMINI, CYRUS ANDERSON, RONALD BARNETT, BILLY H. BLACK, CHARLES D. BLUMBERG, MORRIS A. CANTRELL, MATTHEW O. CASLIN, FRANK C. COHEN, MARC CONWAY, CHRISTOPHER J. CRONN, ROBERT CROSS, WILLIAM DAHLQUIST, D. MICHAEL DAHLQUIST, JAY DAVIS, MARISA J. DE PERNA, ROBERT J. DELGADO, DAVID DORSEY, J. MATTHEW DOUGHERTY, JOSEPH E. DUNN, REGIS J. FERRAT, RICARDO F. FORTUNE, JAY GALBO, JAY GHEGAN, DAVID S. GLICK, ADAM SETH GOWDY, LLOYD COLLINS GRADZHYAN, HARRY H. GUZMAN, ANTHONY D. HINKLE, BRADLEY HOLMES, TREV M. HOLT, KENNETH J. HOLT, THEODORE P. JORDAN, MICHAEL R. KIMURA, JAMES LAYNE, JOHN L. LEONETTI, JOSEPH D. LOGAN, GUY LUKASIK, DAVE MARX, FREDRICK W. MC COMAS, JAMES K. MC CULLAGH, JAMES F. MC KAY, JR., ROBERT A. MOE, KEVIN A. MYGATT, JEFFREY C. NAUFEL, ALEXANDRE E. NYIRENDA, NGOLI V. O'MELIA, MICHAEL K. PENTEK, JEFFREY D. PETERSON, DENNIS L. PHILION, JON P. REDDISH, PATRICK M. REGAN, ROBERT A.

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Delinquent 1st Otr 2005*

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RISTIC, NIKOLA
ROFFREDO, JOSEPH F.
SCHMEHR, KENNETH L.
SCHULTZ, PERRY PAUL
SELICEO, ERNEST A.
SIMMS, ANTHONY H.
SIMS, SHARON
STERN, THOMAS EVANS
THORPE, JAMES R.
VALENTI, JORDAN
WALDRON, JARRED B.
WHITESIDE, MATTHEW T.
WILLIAMS, KEITH

Suspended

ANGUS, JASON M. BAYER, JOSH M. BERARDI, PHILIP N. BREEDLOVE, SHAUN COX, THOMAS P. FEINBERG, ADAM R. GOLDEN, JACK EDWARD HOLMES, KRIS JUNGE, RAYMOND MC MAHAN, JUSTIN G. MITROVICH, RUSSEL PATCHETT, ERIC SHAMUS SEARCY, ROBERT SMOCK, RICHARD CARL THOMPSON, FRANCIS R. TODD, JOHN DOUGLAS TYRELL, KEITH WYCOFF, ERIC ZAMOSCIANYK, CHRIS

Dropped

ANASTASION, SEAN P.
BATEMAN, JOSH C.
DE BORTOLI, BRIAN A.
ESQUILIN, WILLIAM
FERRER, JAVIER
FREEMAN, JAIK
HERNANDEZ, RICHARD H.
MC DERMOTT, PATRICK
TAYLOR, JOHN H.
WORKMAN, DAVID L.

*List current as of March 14, 2005

REMINDER

The 2nd Quarter 2005 Membership Dues are due on or before April 1st.

Turned Down Calls = Pension Hours Lost Forever

By R. Bruce Prochal Call Steward/Treasurer

Greetings everybody! At the time of this writing, early March, I assume that everyone who truly wants to work is working because almost every Best Boy who has called me to fill a call says they have called 25, 50, 75 or more members of our Local to take a call. They claim everyone they have called is working.

Unfortunately, many of the Best Boys who have called me have taken work on shows for below scale and too many of our members refuse to work for these lower wages. When these Best Boys can not fill their calls, who do they call? They call me.

When they call, the most common first question is "Do you have anybody on the books?" As I stated in my permit rant last summer, "There is always someone on the books." The real question comes down to, "Is there anybody who will take a call?"

Let's get real here. Before I was planted and formally elected into this job, at times I would get "on the books", take time off, and didn't return the Call Steward's calls and I turned down some low budget calls. Now that I am on the other side of the fence, I am seeing things differently.

Do you realize that <u>every</u> call you refuse to accept from your Local represents Pension / Health & Welfare benefit hours <u>lost</u> that can <u>never_be</u> reclaimed? Let it be known, any hours worked, scale or lower, are applied to your current pension / health benefits.

For Best Boys that get hit with last minute second unit/splinter unit work, I get calls from registered CLT's who need hours to qualify for their benefits. Please call the Local to fill these calls.

If you are "on the books" and I call you to work on a less than scale show and you refuse to take the call, I may reluctantly be forced to release it as a permit call. If that's the case, you have lost at least 8 benefit hours you could have collected. Also, you will have contributed to the creation of a new member who will get and will take future jobs that could have been yours. The more members we take in, the less work there will be for you.

No one can predict what our pension plan will be like 10, 20 or 30 years from now, but I can safely say today that it is in your best interests to accumulate as many hours as possible now.

Recently, Contract Services decided to actually "clean house" with regards to the roster. Many members who have taken "Honorable Withdrawal" are up against a wall to get five (5) days of work and complete the Safety Pass Program in order to remain on the Roster. A few of them, being under the gun, will take the low budget work. This will not resolve the major problem of calls not filled and released as permit calls.

If you expect a call out of this Local, you should be prepared to work as a rigger / lamp operator or condor operator and, possibly, on a less than scale show. If you choose to refuse to accept a call, you will lose hours toward your Pension / Health & Welfare, which will do nothing to enhance your future.

Remember, your benefit hours could be more valuable to you and your beneficiaries than the cash in hand. It is in your best interests to take these lower than scale jobs. Please accept these calls.

Obviously, jobs at scale rigger, scale lamp operator, and negotiable dimmer/hog programmer are our jobs of preference. However, most of these calls are filled directly.

Finally, getting back to the title of this article, many of us, including me, are close to contractual retirement age (meaning ten years or less to be eligible). Remember, every hour worked goes toward your retirement.

To all of our members, if you do nothing else, keep <u>all</u> of your check stubs. They will help you to be sure you <u>will</u> collect every last cent the producers owe you, and, if you have one, your spouse or benefactor will get everything due them. Listen up new members, keeping your check stubs is a good practice to start early on in this business.

If any of you have topics you want me to write about and / or research, let me know. I do appreciate ideas. Call me or email at loc728@iatse728.org.

Until next time, RBP.

Supporting Our Troops | President's ... Our Children

everal months ago, The Bulletin began "Supporting Our Troops, Our Children," in an Deffort to profile the brave and patriotic accomplishments of members' children who are serving in the armed forces.

Recently, we heard from long-time member Richard Kamins who wrote: "Thank you for

allowing the membership to talk about their sons and daughters who are in the military. I hope it helps to humanize the war, and bring to light the sacrifices our children are making for our country."

Richard also introduced us to his 32year-old son, Todd, a Navy Ensign:

Whether it be on a movie set, or on a supply ship in the Arabian Gulf, the pressures of performing one's "craft" becomes noteworthy especially when the entire production is dependent on your performance. Of course, we can't compare the magnitude of holding up production to the pressure-leaden job of supplying our troops with food, equipment and ammunition. Imagine delivering and loading other ships one million gallons of



Ensign Todd Kamins being commissioned aboard the USS Seattle in the Arabian Gulf.

gas, over 200 pallets of ammunition, supplies and food a day! This is done seven days a week, under war-like conditions, and deck temperatures of 140 degrees.

Back from a six-month tour of duty in Iraq, Ensign Todd Kamins recently graduated from officer's training school in Pensacola, Florida. After 11 years of service of as an enlisted sailor, Todd was commissioned November 1, 2004 aboard the USS Seattle in the Arabian Gulf. He has served aboard the USS Barry during the Haiti Blockade, and Desert Storm. While a member of the crew of the USS Cyclone, he piloted marine laden landing crafts under enemy fire in Kosovo. During a short three-year shore duty, he taught ship-to-ship refueling. A plank holder (a crew member of a newly built ship) of the USS Ronald Reagan, Todd was asked to join the Seattle due to his extensive UNREP experience.

Comfort from the good wishes and support of fellow union Brothers and Sisters has helped to lessen the impact of Todd's deployments. Hopefully, this war will be over soon, and the sons and daughters who are placing their lives in "harm's way" will be home safe.

Richard told us that, naturally, having their son in combat is very difficult, particularly so for his mother, Tina. "My wife is very protective. The fact he's in harm's way is tough to handle."

Although he's stateside for now, Richard said Todd is scheduled for redeployment in the fall. When he's overseas, father and son communicate frequently via email, "but that depends on which ship he's on," Richard pointed out.

What helps the family cope are visits when he is home. Todd, his wife, Trisha and their two young sons ages 5 and 2 had a chance to visit California over the Christmas holiday. The couple lives in Norfolk, Virginia where the USS Nassau is docked. In May, Trisha (a former Marine) will be graduating with her Masters Degree in Sociology. Richard and Tina plan on attending the ceremonies.

Continued in the next column

Message

Continued from Page 3

corporation whose billion dollar profits are made by the sweat and hard work of its employees, but only dispersed to a select few.

The workers have an informative web site, www.starbucksunion.org. A comment on the site says it all: "If Starbucks really is a bastion of worker benefits, what is Chairman Howard Schultz, who raked in over \$17 million last year, so scared of? ... Mr. Schultz is fond of saying the Starbucks Mission Statement requires respect and dignity for employees but apparently that does not include exercising the right to form a union. The company admits that Baristas add tremendous value to the enterprise yet refuses to pay them a wage that would bring them out of poverty."

Like Wal-Mart, this group needs our support. The efforts in New York have sparked a national movement. More importantly, some union analysts predict that if they are successful this could revive the labor movement, spurring a resurgence of energy from some of the most exploited.

Think about that the next time you're sipping a costly Frappuccino.

Our Children

Continued from previous column

Todd joined the Navy fresh out of high school and plans on being a career officer. "He's really found his niche. Todd is very committed and dedicated to his job. He has various medals and is very accomplished," Richard said, adding, "We're very proud of him."

Richard and Tina Kamins have another son, Ryan, a 3D graphic artist. Richard has been a member since 1967. His father, the late Harry Kamins, was a member of Local 728 for 43 years.

Local 728 Movers & Shakers

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In November, Michael was elected as an Alternate on the Executive Board. In February, he really stepped up to the plate and gave the Local a one-year commitment to serve as Vice President, filling the vacant position.

"I'm very new in the leadership. The upside is I think I'm more open to suggestions from the general membership. The downside is I'm still learning the avenues that are closed to us, and how things work. I may have ideas of what I would love to see happen, but not be able to do it," he remarked. "I would love to see that the membership in general feels that the Local is working along side them."

Michael is excited to see what the year holds. His union spirit comes naturally. "I come from a family of activists," he noted, adding that his father is the area coordinator for Amnesty International. "We as a family take our social responsibility very seriously."

He also feels strongly about the many ways the union benefits him, and he wants to share that with others. "I can't help the people who directly helped me, but I can help the people coming along."

Although new to the board, Michael comes armed with enthusiasm and great ideas. "I think we need to be looking years out and start laying the ground work that will give our Local more respect for the individual member and for the leadership so that we present ourselves in such a way that we are taken seriously by other locals and by the producers."

Michael said he's eager to learn the ropes and political ins and outs from the veteran E-board members. "There is a politic to getting us a certain amount of respect."

An 11-year member, Michael said he's upset that the safety qualified technician training program funds were temporarily cut, but his goals

include working on innovative programs that help the member.

"We are here to support the members," he declared, underscoring that the union has several programs in place for the membership. "There are things we can do so people won't have to be left out in the cold. But they have to stay in touch with the union so we know what their needs are," he noted.



New Local 728 Vice President Michael Gips

Regardless of how actively involved members choose to be, Michael said he hopes everyone can find some level they can participate at. "Part of the movement is opening up the Local in different ways so members can see what the Local is doing. Visit the web site, get the minutes to the meetings or go to the message board where issues are discussed."

The novice VP is also urging his fellow Brothers and Sisters to contact him. "Stop me, call me – my number is out there. I'm pretty open-minded; let me know what's on your mind."

Studio Electrical Lighting Technicians



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