

INTERNATIONAL BROTHERHOOD OF TEAMSTERS

SEAN M. O'BRIEN

General President

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Washington, DC 20001

**FRED ZUCKERMAN**

General Secretary-Treasurer

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MEMORANDUM

To: Yellow Local Unions (YRC Freight, Holland, New Penn and Reddaway)

From: John A. Murphy, Director, Teamsters Freight Division

Date: April 26, 2023

Re: Yellow

As you are aware, earlier this year Yellow was seeking a Change of Operations that essentially cherry picked from certain operational concessions it received at Holland over a decade ago, namely having certain terminals where road drivers can be forced to work on the dock and trying to expand the scope of such operations and apply them to YRC Freight. Such a Change of Operations violated nearly every supplement to the Yellow NMFA as well as numerous local agreements that prohibit road drivers from being forced to work on the dock. The Change of Operations hearing was cancelled because it didn't make sense to have over 100 locals travel for multiple days to attend a change of operations that was improper, and which was overwhelmingly opposed by the Locals.

At that point, we told the Company that it had two options:

1. Propose a change of operations that did not violate the contract; or
2. Formally *request* to reopen the contract and negotiate in good faith, but that the Company will need to come up with significant financial improvements to do so.

Last Friday, after its Board of Director's meeting, Yellow's CEO Darren Hawkins sent a letter to General President O'Brien seeking to reopen the contract. No mention was made, however, of the Company's willingness or ability to provide any financial improvements for the members. Nor were any details provided about what the Company meant by "reopening" the parties' agreement.

General President O'Brien has replied to CEO Hawkins and asked whether the Company is prepared to engage in a true reopener where all items are negotiable and whether the Company is prepared to provide tangible economic benefits for the members if the contract ultimately is "reopened."

Please be assured that while we would like to see Yellow be successful and grow, we are not interested in "one-way" bargaining where the Company "takes", and we only get vague promises of future benefits that might never materialize for the membership.

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We will keep you posted as things develop. Additionally, please be assured that if the contract is ultimately reopened, any contractual changes will be submitted to the membership for ratification in accordance with the IBT Constitution.

JM/ae