

July 24, 2013

John A. Boardman  
1723 Shepherd St., N.W.  
Washington, DC 20011

Board of Trustees  
UNITE HERE Local 25 & Hotel Association  
Of Washington D.C. Pension Plan  
911 Ridgebrook Road  
Sparks, Maryland 21152-9451

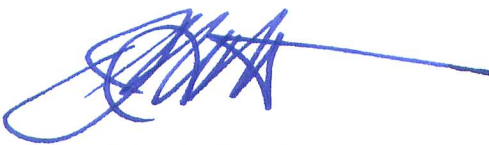
Re: Request for Pension Credit Correction

Dear Trustees:

I am contacting you to request that a correction be made to my credited years of service. During my employment with Local 25 from November 1992 through November 1996, I was misclassified as an independent contractor. I was not an independent contractor as explained in the attached Declaration of Ron Richardson. Therefore I should have had pension payments contributed on my behalf for that period. I am requesting that the Fund calculate the amount owed for the period noted above plus any interest or fees as might be required by the Fund. Once calculated please submit the bill to Local 25 for payment.

Additionally, due to the nature of this request I will be recusing myself from any and all actions and activities related to it.

Sincerely,

A handwritten signature in blue ink, appearing to read 'J. Boardman', with a long horizontal line extending to the right.

John A. Boardman

**HOTEL & RESTAURANT EMPLOYEES  
AND SUBSCRIBING EMPLOYERS PENSION FUND**

John Arce Boardman

Petitioner.

**DECLARATION OF RON RICHARDSON**

I, Ron Richardson, being over eighteen years of age and competent to make this declaration, attest to the following facts within my personal knowledge:

1. I held the office of Executive Secretary-Treasurer of what is now known as UNITE HERE Local 25 and was formerly known as Hotel Employees & Restaurant Employees Local 25 ("Local 25" or "the Union"), the highest elected position in the Union. I held that office from April 1975 through November 1996 after which I became Executive Vice president of the HERE International Union.

2. Local 25 is a labor organization representing thousands of workers employed in the hospitality industry in the Washington, D.C. metropolitan area. When I was Executive Secretary-Treasurer the Union employed staff to perform various duties in connection with representing members and carrying out the functions of the Union. In my capacity as Executive Secretary-Treasurer I was responsible for directing all of the Union's activities and functions.

3. During my tenure at Local 25, John A. Boardman worked for Local 25. Boardman started working at Local 25 in November 1977 as an Organizer. In approximately

December 1978 Boardman was moved into the position of Business Agent. He remained in that position until January, 1987.

4. In January, 1987 Boardman left the employ of the Union to attend George Washington University to obtain a Master of Business Administration. While at school he maintained close contact with me and often performed work for Local 25 such as contract costing for negotiations. After receiving his degree he continued to be engaged with the Union while being employed elsewhere. He did extensive work Local 25 while working as a Director of the Food & Allied Service Trades Department of the AFL-CIO.

5. Boardman returned to the Union in November of 1992 as Special Assistant to the Executive Secretary-Treasurer.

6. In his capacity as Special Assistant, Boardman was assigned work tasks and supervised by me. I set his daily and weekly schedule and reporting times. I directed all of his activities. Boardman was not directed by any other employers while working for me.

7. Boardman was paid for his work through two employer sources. Although he performed work exclusively for me at Local 25, he was paid the major portion of his salary through HERE International Union. Boardman received a salary of approximately \$45,000/year from HERE. Boardman also received a salary from Local 25 of approximately \$15,000/year.

8. I resigned as an officer of Local 25 in November of 1996 to become the Executive Vice president of HERE International Union.

9. Boardman was appointed to fill my vacated position of Executive Secretary-Treasurer of Local 25 in November 1996.

10. It has recently come to my attention that Boardman was incorrectly categorized as an independent contractor from November 1992 to November 1997. As such, Local 25 did not

make the required contributions for the period of 1992 to 1996 to the Hotel & Restaurant Employees and Subscribing Employers Pension Fund ("Fund"). Boardman was a fulltime employee of the Union under my direction for the period of November 1992 through November 1996 and, as such, was entitled to have pension contributions made on his behalf to the Fund.

I declare under penalties of perjury that the above facts are true and correct to the best of my knowledge.

  
Ron Richardson

Dated: 7/11/13