



# LOCAL UNION NO. 952

GENERAL TRUCK DRIVERS, OFFICE, FOOD & WAREHOUSE UNION  
ORANGE COUNTY AND VICINITY, CALIFORNIA

140 S. Marks Way • Orange, CA 92868-2698 • (714) 740-6200 • FAX (714) 978-0576 • [www.teamsters952.org](http://www.teamsters952.org)

Patrick D. Kelly  
Secretary-Treasurer and  
Principal Officer

August 12, 2019

Honorable Gavin Newsom  
Governor, State of California  
State Capitol, First Floor  
Sacramento, California 95814

Dear Governor Newsom,

I am writing to you on behalf of the members of Teamsters Local 952 to encourage you to stand with Teamsters Joint Council 42 against any third classification of employees designed for the benefit of gig economy companies. The expansion of and the existence of the so called Uberization of Freight and other transportation sectors is a serious threat to all working people. On Saturday August 10<sup>th</sup> the delegates of Teamsters Joint Council 42 under the leadership of Randy Cammack voted unanimously to support AB5 which strengthens the rights of all working people and reject any carve out that weakens the *Dynamex* court decision.

Teamsters Local 952 represents thousands of commercial drivers and other workers in Southern California. It has been said that this carve out for gig economy workers will not impact our members as our members have the protections afforded to us by collective bargaining. This is not true and anything that takes place in the Legislative arena that undermines the social economic safety net, i.e. Social Security and Medicare etc. undermines union members and non-union employees as well as responsible legitimate tax paying employers (both union and non-union). We know that Social Security is going to start cutting benefits within a couple of years. We believe that to enable and enhance large corporations to do this is reckless folly. This does not begin and end the Teamsters concerns with the proposed carve out. We have many serious concerns with this proposed carve out that is engineered to weaken the *Dynamex* decision. This landmark holding by the California Supreme Court making it the law of California that employers can no longer exploit people by merely classifying them as flexible app dispatched workers is a sophisticated response to the manipulation that is taking place in the gig economy.



As is often the case the law was slow to catch up to technology. Allowing technology to dictate how an employee is classified, or in this case misclassified, creates a slippery slope that would not only impact our membership but also millions of other hard-working Californians. If such a carve out was allowed by the California legislature we are certain that there would be leagues of app developers hard at work to serve the employers interest in decreasing employee protections as a means to increase the bottom line.

Employee protections that Americans enjoy were not earned without a fight. We are not willing to part with any of them without a new vigorous struggle. App companies that claim that consumer convenience or profit margins necessitate such a parting would be well served to review the history of employee protections in the United States and the role the Teamsters played in fighting for all American workers. The lessons of the Great Depression, New Deal and The Great Society show that all people can benefit from enlightened and progressive governance. The Teamsters will continue to fight for the American worker and families. We ask that you stand with us and oppose any attempts to weaken the *Dynamex* decision.

We appreciate the great job you have done so far as Governor and look forward to working with you. Thank you for what you do on behalf of all working people, union and non-union in California.

If you have any question's contact me at (714) 740-6218.

Yours Truly,



Patrick D. Kelly  
Secretary-Treasurer

CC: Honorable Toni Atkins, California Senate pro-Tem  
Honorable Anthony Rendon, California Assembly Speaker  
Honorable Lorena Gonzalez, California State Assembly  
Robbie Hunter, California State Building Trades  
Art Pulaski, California Federation of Labor  
James P. Hoffa, IBT  
Randy Cammack, Joint Council 42  
David Hawley, Joint Council 7  
Robert M. Lennox, LU495  
Mike Bergen, LU166  
Ron Herrera, LU396  
Rick Middleton, LU572  
Chris Griswold, LU986  
Larry R. Griffith, LU14  
Jaime Vasquez, LU542  
Raymond Whitmer, LU911  
Eric Tate, LU848  
Shane Gusman, California Teamster Public Affairs Council  
Paul Mihalow, Joint Council 42  
Grant Maertz, LU952  
Shop Stewards, LU952