



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 16
819 Taylor St Rm 8A24
Fort Worth, TX 76102-6107

Agency Website: www.nlrb.gov
Telephone: (817)978-2921
Fax: (817)978-2928

July 20, 2017

(b)(6), (b)(7)(C)

Re: International Longshoremen's Association,
Local 24 (West Gulf Maritime)
Case 16-CB-194179

DEAR (b)(6), (b)(7)(C)

We have carefully investigated and considered your charge that INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, LOCAL 24 has violated the National Labor Relations Act.

Decision to Dismiss: In view of your lack of cooperation in investigating this case, I have determined that further proceedings are not warranted at this time and I am dismissing your charge.

On February 28, 2017, you filed the above-referenced charge against the International Longshoremen's Association, Local 24, alleging it violated Section 8(b)(1)(A) of the Act by operating a hiring hall in a manner that was arbitrary, discriminatory, or in bad faith.

Efforts were made on June 30, July 6, and July 10, 2017, to contact you to request your affidavit in support of your charge. No response was received from you. On July 10, 2017, you were issued a letter advising you that your affidavit was due by Friday, July 14, 2017, at 9:00 AM; that your charge could be dismissed for lack of cooperation should you fail to provide an affidavit; that a dismissal letter would issue setting forth the reasons for dismissal and that the Employer would receive a copy of that letter; and that in order for a charge to be timely, it must be filed within six months of the alleged unlawful incident. No response was received.

Inasmuch as you have failed to present an affidavit in support of your charge, I am dismissing your charge for a lack of cooperation.

If you wish to refile this charge later when you can cooperate in the investigation, you may do so. However, your attention is directed to Section 10(b) of the Act which provides that a charge must be filed with the NLRB and served on the charged party within six months of the conduct alleged to be unlawful.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlr.gov and:

- 1) Click on E-File Documents;
- 2) Enter the NLRB Case Number; and,
- 3) Follow the detailed instructions.

Electronic filing is preferred, but you also may use the enclosed Appeal Form, which is also available at www.nlr.gov. You are encouraged to also submit a complete statement of the facts and reasons why you believe my decision was incorrect. To file an appeal by mail or delivery service, address the appeal to the **General Counsel at the National Labor Relations Board, Attn: Office of Appeals, 1015 Half Street SE, Washington, DC 20570-0001**. Unless filed electronically, a copy of the appeal should also be sent to me.

The appeal MAY NOT be filed by fax or email. The Office of Appeals will not process faxed or emailed appeals.

Appeal Due Date: The appeal is due on **August 3, 2017**. If the appeal is filed electronically, the transmission of the entire document through the Agency's website must be completed **no later than 11:59 p.m. Eastern Time** on the due date. If filing by mail or by delivery service an appeal will be found to be timely filed if it is postmarked or given to a delivery service no later than August 2, 2017. **If an appeal is postmarked or given to a delivery service on the due date, it will be rejected as untimely.** If hand delivered, an appeal must be received by the General Counsel in Washington D.C. by 5:00 p.m. Eastern Time on the appeal due date. If an appeal is not submitted in accordance with this paragraph, it will be rejected.

Extension of Time to File Appeal: The General Counsel may allow additional time to file the appeal if the Charging Party provides a good reason for doing so and the request for an extension of time is **received on or before August 3, 2017**. The request may be filed electronically through the **E-File Documents** link on our website www.nlr.gov, by fax to (202)273-4283, by mail, or by delivery service. The General Counsel will not consider any request for an extension of time to file an appeal received after August 3, 2017, **even if it is postmarked or given to the delivery service before the due date**. Unless filed electronically, a copy of the extension of time should also be sent to me.

Confidentiality: We will not honor any claim of confidentiality or privilege or any limitations on our use of appeal statements or supporting evidence beyond those prescribed by the Federal Records Act and the Freedom of Information Act (FOIA). Thus, we may disclose an appeal statement to a party upon request during the processing of the appeal. If the appeal is successful, any statement or material submitted with the appeal may be introduced as evidence at

International Longshoremen's Association, - 3 - July 20, 2017
Local 24 (West Gulf Maritime)
Case 16-CB-194179

a hearing before an administrative law judge. Because the Federal Records Act requires us to keep copies of case handling documents for some years after a case closes, we may be required by the FOIA to disclose those documents absent an applicable exemption such as those that protect confidential sources, commercial/financial information, or personal privacy interests.

Very truly yours,

/s/ Timothy L. Watson

Timothy L. Watson
Regional Director

Enclosure

cc: WEST GULF MARITIME
1717 EAST LOOP N, STE 200
HOUSTON, TX 77029-4018

VICTOR BASS, VICE PRESIDENT
INTERNATIONAL
LONGSHOREMEN'S ASSOCIATION,
LOCAL 24
7811 HARRISBURG BLVD
HOUSTON, TX 77012-1599

ERIC H. NELSON, ATTORNEY
3303 MAIN ST, STE 300
HOUSTON, TX 77002-9321



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 16
819 Taylor Street, Room 8A24
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Agency Website: www.nlrb.gov
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Fax: (817)978-2928

July 31, 2017

(b)(6), (b)(7)(C)

Re: International Brotherhood of Teamsters,
Local 767 (United Parcel Service)
Case No. 16-CB-196334

DEAR (b)(6), (b)(7)(C):

We have carefully investigated and considered your charge that **International Brotherhood of Teamsters, Local 767** has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge because there is insufficient evidence to establish a violation of the Act.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlrb.gov and:

- 1) Click on E-File Documents;
- 2) Enter the NLRB Case Number; and,
- 3) Follow the detailed instructions.

Electronic filing is preferred, but you also may use the enclosed Appeal Form, which is also available at www.nlrb.gov. You are encouraged to also submit a complete statement of the facts and reasons why you believe my decision was incorrect. To file an appeal by mail or delivery service, address the appeal to the **General Counsel at the National Labor Relations Board, Attn: Office of Appeals, 1015 Half Street SE, Washington, DC 20570-0001**. Unless filed electronically, a copy of the appeal should also be sent to me.

The appeal MAY NOT be filed by fax or email. The Office of Appeals will not process faxed or emailed appeals.

Appeal Due Date: The appeal is due on **August 14, 2017**. If the appeal is filed electronically, the transmission of the entire document through the Agency's website must be completed **no later than 11:59 p.m. Eastern Time** on the due date. If filing by mail or by delivery service an appeal will be found to be timely filed if it is postmarked or given to a delivery service no later than August 13, 2017. **If an appeal is postmarked or given to a delivery service on the due**

date, it will be rejected as untimely. If hand delivered, an appeal must be received by the **General Counsel in Washington D.C.** by 5:00 p.m. Eastern Time on the appeal due date. If an appeal is not submitted in accordance with this paragraph, it will be rejected.

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Very truly yours,

/s/ Timothy L. Watson

TIMOTHY L. WATSON
REGIONAL DIRECTOR

Enclosure

cc: MR. JOHN SHORTS, PRESIDENT
INTERNATIONAL BROTHERHOOD
OF TEAMSTERS, LOCAL 767
6109 ANGLIN DRIVE
FOREST HILL, TX 76119-7536

MS. COURTNEY B. SHORTS,
ATTORNEY/BUSINESS AGENT
INTERNATIONAL BROTHERHOOD
OF TEAMSTERS, LOCAL 767
6109 ANGLIN DRIVE
FOREST HILL, TX 76119-7536

MR. BOB CURRY
UNITED PARCEL SERVICE
1300 EAST NORTHSIDE DRIVE
FORT WORTH, TX 76119-7536



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July 24, 2017

(b)(6), (b)(7)(C)

Re: American Postal Workers Union, Local
721, Alamo Area Local (United States
Postal Service)
Case 16-CB-197314

DEAR (b)(6), (b)(7)(C):

We have carefully investigated and considered your charge that AMERICAN POSTAL WORKERS UNION, LOCAL 721, ALAMO AREA LOCAL has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge because there is insufficient evidence to establish a violation of the Act.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlrb.gov and:

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Appeal Due Date: The appeal is due on **August 7, 2017**. If the appeal is filed electronically, the transmission of the entire document through the Agency's website must be completed **no later than 11:59 p.m. Eastern Time** on the due date. If filing by mail or by

American Postal Workers Union, Local 721, - 2 - July 24, 2017
Alamo Area Local (United States Postal
Service)
Case 16-CB-197314

delivery service an appeal will be found to be timely filed if it is postmarked or given to a delivery service no later than August 6, 2017. **If an appeal is postmarked or given to a delivery service on the due date, it will be rejected as untimely.** If hand delivered, an appeal must be received by the General Counsel in Washington D.C. by 5:00 p.m. Eastern Time on the appeal due date. If an appeal is not submitted in accordance with this paragraph, it will be rejected.

Extension of Time to File Appeal: The General Counsel may allow additional time to file the appeal if the Charging Party provides a good reason for doing so and the request for an extension of time is **received on or before August 7, 2017.** The request may be filed electronically through the *E-File Documents* link on our website www.nlrb.gov, by fax to (202)273-4283, by mail, or by delivery service. The General Counsel will not consider any request for an extension of time to file an appeal received after August 7, 2017, **even if it is postmarked or given to the delivery service before the due date.** Unless filed electronically, a copy of the extension of time should also be sent to me.

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Very truly yours,

/s/ Timothy L. Watson

Timothy L. Watson
Regional Director

Enclosure

cc: DENNIS STASA, MANAGER
UNITED STATES POSTAL SERVICE
10410 PERRIN BEITEL RD
SAN ANTONIO, TX 78265-0600

American Postal Workers Union, Local 721, - 3 - July 24, 2017
Alamo Area Local (United States Postal
Service)
Case 16-CB-197314

RODERICK D. EVES, DEPUTY
MANAGING COUNSEL
UNITED STATES POSTAL SERVICE
(LAW DEPARTMENT-NLRB UNIT)
1720 MARKET ST, RM 2400
SAINT LOUIS, MO 63155-9948

STERLING RICKS, VICE PRESIDENT
AMERICAN POSTAL WORKERS
UNION, LOCAL 721, ALAMO
AREA LOCAL
13102 LOOKOUT RUN
SAN ANTONIO, TX 78233-5158



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July 14, 2017

(b)(6), (b)(7)(C)

Re: International Longshoremen's Association,
Local 28 (Gulf Winds International)
Case 16-CB-197582

DEAR (b)(6), (b)(7)(C)

We have carefully investigated and considered your charge that INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, LOCAL 28 has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge because there is insufficient evidence to establish a violation of the Act.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlr.gov and:

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Appeal Due Date: The appeal is due on **July 28, 2017**. If the appeal is filed electronically, the transmission of the entire document through the Agency's website must be completed **no later than 11:59 p.m. Eastern Time** on the due date. If filing by mail or by delivery service an appeal will be found to be timely filed if it is postmarked or given to a

delivery service no later than July 27, 2017. **If an appeal is postmarked or given to a delivery service on the due date, it will be rejected as untimely.** If hand delivered, an appeal must be received by the General Counsel in Washington D.C. by 5:00 p.m. Eastern Time on the appeal due date. If an appeal is not submitted in accordance with this paragraph, it will be rejected.

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Very truly yours,

/s/Timothy L. Watson
TIMOTHY L. WATSON
REGIONAL DIRECTOR

Enclosure

cc: LARRY SOPCHAK PRESIDENT
INTERNATIONAL
LONGSHOREMEN'S ASSOCIATION
LOCAL 28
4100 GREEN SHADOW DR
PASADENA, TX 77503-1400

International Longshoremen's Association, - 3 - July 14, 2017
Local 28 (Gulf Winds International)
Case 16-CB-197582

ERIC H. NELSON, ATTORNEY
3303 MAIN ST
STE 300
HOUSTON, TX 77002-9321

GULF WINDS INTERNATIONAL
1200 E BARBOURS CUT BLVD
LAPORTE, TX 77571-3038



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Fax: (817)978-2928

July 14, 2017

(b)(6), (b)(7)(C)

Re: International Longshoremen's Association,
Local 28
(Houston Terminal LLC, West Gulf
Maritime Association)
Case 16-CB-197864

DEAR (b)(6), (b)(7)(C)

We have carefully investigated and considered your charge that INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, LOCAL 28 has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge because there is insufficient evidence to establish a violation of the Act.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlr.gov and:

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Very truly yours,

/s/Timothy L. Watson
TIMOTHY L. WATSON
REGIONAL DIRECTOR

Enclosure

cc: HOUSTON TERMINAL LLC, WEST
GULF MARITIME ASSOCIATION
12619 PORT RD
SEABROOK, TX 77586-1764

International Longshoremen's Association, - 3 - July 14, 2017
Local 28 (Houston Terminal LLC, West
Gulf Maritime Association)
Case 16-CB-197864

LARRY SOPCHAK, PRESIDENT
INTERNATIONAL
LONGSHOREMEN'S ASSOCIATION,
LOCAL 28
4100 GREEN SHADOW DR
PASADENA, TX 77503-1400

ERIC H. NELSON, ATTORNEY
3303 MAIN ST
STE 300
HOUSTON, TX 77002-9321



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July 19, 2017

ISABEL T. BETANCUR, GENERAL COUNSEL
ADC LTD NM
2100 AIR PARK RD SE
STE 120
ALBUQUERQUE, NM 87106-3227

Re: The National Association of Special Police
and Security Officers (NASPSO)
(ADC LTD NM)
Case 16-CB-198997

DEAR MS. BETANCUR:

We have carefully investigated and considered your charge that National Association of Special Police and Security Officers has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge because there is insufficient evidence to establish a violation of the Act.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlrb.gov and:

- 1) Click on E-File Documents;
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Appeal Due Date: The appeal is due on **August 2, 2017**. If the appeal is filed electronically, the transmission of the entire document through the Agency's website must be completed **no later than 11:59 p.m. Eastern Time** on the due date. If filing by mail or by delivery service an appeal will be found to be timely filed if it is postmarked or given to a delivery service no later than August 1, 2017. **If an appeal is postmarked or given to a delivery service on the due date, it will be rejected as untimely.** If hand delivered, an appeal

July 19, 2017

must be received by the General Counsel in Washington D.C. by 5:00 p.m. Eastern Time on the appeal due date. If an appeal is not submitted in accordance with this paragraph, it will be rejected.

Extension of Time to File Appeal: The General Counsel may allow additional time to file the appeal if the Charging Party provides a good reason for doing so and the request for an extension of time is **received on or before August 2, 2017**. The request may be filed electronically through the ***E-File Documents*** link on our website www.nlr.gov, by fax to (202)273-4283, by mail, or by delivery service. The General Counsel will not consider any request for an extension of time to file an appeal received after August 2, 2017, **even if it is postmarked or given to the delivery service before the due date**. Unless filed electronically, a copy of the extension of time should also be sent to me.

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Very truly yours,

/s/ Timothy L. Watson

TIMOTHY L. WATSON
REGIONAL DIRECTOR

Enclosure

cc: GABY L. FRASER, DIRECTOR OF
OPERATIONS
NATIONAL ASSOCIATION OF SPECIAL
POLICE AND SECURITY OFFICERS
840 FIRST ST, NE, THIRD FLOOR
WASHINGTON, DC 20002

JEROME CORDOVA, EXECUTIVE VICE
PRESIDENT
ADC LTD NM
2100 AIR PARK RD SE, STE 120
ALBUQUERQUE, NM 87106-3227



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Agency Website: www.nlrb.gov
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Fax: (817)978-2928

July 18, 2017

(b)(6), (b)(7)(C)

Re: United Food and Commercial Workers Union
(Tyson Foods)
Case No. 16-CB-199565

DEAR (b)(6), (b)(7)(C):

We have carefully investigated and considered your charge that **United Food and Commercial Workers Union** has violated the National Labor Relations Act.

Decision to Dismiss: Your charge alleges that in the last six months, the Union has violated Section 8(b)(1)(A) of the Act by: 1) removing you from a supervisor training program; 2) failing to recognize your request to resign your membership or stop paying union dues; 3) breached its duty of fair representation to you in its handling of your various workplace issues; and 4) unlawfully coerced you.

On June 12 and June 13, 2017, you were left voicemails requesting that you contact the investigating Board agent to schedule an affidavit. On June 15, 2017, you were sent a letter by mail to your home address indicating that if you did not contact the investigating Board agent by June 21, 2017, to schedule an affidavit and present your evidence by no later than Monday, June 26, 2017, your charge may be dismissed for lack of cooperation. You failed to contact the investigating Board agent by this deadline.

You were also advised of Section 10(b) of the Act, which provides that a charge must be filed with the NLRB and served on the charged party within six months of the conduct alleged to be unlawful.

In view of your lack of cooperation in investigating this case, I have determined that further proceedings are not warranted at this time and I am dismissing your charge.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlrb.gov and:

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Electronic filing is preferred, but you also may use the enclosed Appeal Form, which is also available at www.nlr.gov. You are encouraged to also submit a complete statement of the facts and reasons why you believe my decision was incorrect. To file an appeal by mail or delivery service, address the appeal to the **General Counsel at the National Labor Relations Board, Attn: Office of Appeals, 1015 Half Street SE, Washington, DC 20570-0001**. Unless filed electronically, a copy of the appeal should also be sent to me.

The appeal MAY NOT be filed by fax or email. The Office of Appeals will not process faxed or emailed appeals.

Appeal Due Date: The appeal is due on **August 1, 2017**. If the appeal is filed electronically, the transmission of the entire document through the Agency's website must be completed **no later than 11:59 p.m. Eastern Time** on the due date. If filing by mail or by delivery service an appeal will be found to be timely filed if it is postmarked or given to a delivery service no later than July 31, 2017. **If an appeal is postmarked or given to a delivery service on the due date, it will be rejected as untimely.** If hand delivered, an appeal must be received by the **General Counsel in Washington D.C.** by 5:00 p.m. Eastern Time on the appeal due date. If an appeal is not submitted in accordance with this paragraph, it will be rejected.

Extension of Time to File Appeal: The General Counsel may allow additional time to file the appeal if the Charging Party provides a good reason for doing so and the request for an extension of time is **received on or before August 1, 2017**. The request may be filed electronically through the ***E-File Documents*** link on our website www.nlr.gov, by fax to (202)273-4283, by mail, or by delivery service. The General Counsel will not consider any request for an extension of time to file an appeal received after **August 1, 2017, even if it is postmarked or given to the delivery service before the due date**. Unless filed electronically, a copy of the extension of time should also be sent to me.

Confidentiality: We will not honor any claim of confidentiality or privilege or any limitations on our use of appeal statements or supporting evidence beyond those prescribed by the Federal Records Act and the Freedom of Information Act (FOIA). Thus, we may disclose an appeal statement to a party upon request during the processing of the appeal. If the appeal is successful, any statement or material submitted with the appeal may be introduced as evidence at a hearing before an administrative law judge. Because the Federal Records Act requires us to keep copies of case handling documents for some years after a case closes, we may be required by the FOIA to disclose those documents absent an applicable exemption such as those that protect confidential sources, commercial/financial information, or personal privacy interests.

Very truly yours,

/s/ Timothy L. Watson

TIMOTHY L. WATSON
REGIONAL DIRECTOR

Enclosure

United Food and Commercial Workers Union
(Tyson Foods)
Case No. 16-CB-199565

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July 18, 2017

cc: MS. SHARONDA PARK
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