



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 02
26 Federal Plz Ste 3614
New York, NY 10278-3699

Agency Website: www.nlr.gov
Telephone: (212)264-0300
Fax: (212)264-2450

November 20, 2018

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

Re: ACME Markets, Inc.
Case 02-CA-227074

Local 338, RWDSU, UFCW
(ACME Markets, Inc.)
Case 02-CB-227075

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

We have carefully investigated and considered your charges that ACME Markets, Inc. and Local 338, RWDSU, UFCW has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charges 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:

- 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.

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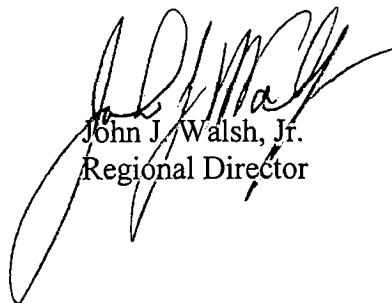
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completed **no later than 11:59 p.m. Eastern Time** on the due date. If filing by mail or by delivery service an appeal will be found to be timely filed if it is postmarked or given to a delivery service no later than December 3, 2018. **If an appeal 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,



John J. Walsh, Jr.
Regional Director

Enclosure

ACME Markets, Inc.
Case 02-CA-227074
Local 338, RWDSU, UFCW
(ACME Markets, Inc.)
Case 02-CB-227075

- 3 -

cc: ACME Markets, Inc.
Attn: Wayne Sanchez, Store Manager
660 McLean Avenue
Yonkers, NY 10704-3841

ACME – Store Support Center
Attn: TZ Gable, Associate Relations Manager
75 Valley Stream Parkway
Malvern, PA 19355-0710

Local 338, RWDSU, UFCW
Attn: John Durso, President
1505 Kellum Place
Mineola, NY 11501-4811

Eugene Friedman, Esq.
Friedman & Anspach
1500 Broadway
New York, NY 10036



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November 29, 2018

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

Re: Allied Universal Security Services
Case 02-CA-227395

Local 32BJ SEIU
(Allied Universal Security Services)
Case 02-CB-224316

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

We have carefully investigated and considered your charges that Allied Universal Security Services ("Employer") and Local 32BJ SEIU ("Union") have violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charges for the reasons discussed below.

Your charge against the Employer alleges that the Employer refused to provide contract benefits to you, including vacation and holiday pay, harassed you, and refused to put you on the work schedule for September 12, 13 and 14, 2018, because you sought the assistance of your Union, Local 32BJ and because you previously filed Board charges against the Employer. The investigation revealed you filed a grievance with the Union on (b) (6), (b) (7)(C) 2018, regarding 12 hours of pay you asserted was owed to you for a 2 week period in late June and early July, and harassment by a supervisor when you sought to pick up your paycheck on July 5th. On (b) (6), (b) (7)(C) you submitted a second grievance to the Union regarding July 4th holiday pay. By letter dated (b) (6), (b) (7)(C) the Union notified the Employer of the alleged supervisory harassment and requested that the supervisor be instructed to immediately cease and desist from engaging in that conduct. Finally, in addition to the instant charge, it appears you filed several unfair labor practice charges in 2014 against a prior employer, FJC Security Services. Initially, it is noted that there is no allegation, or evidence to establish, that the Employer had any animus toward you as a result of the protected activity described above, and that the prior charges filed against FJC are very remote in time. Further, inasmuch as the Employer's alleged failure to pay you for certain hours, including holiday and vacation pay, and harassment by a supervisor occurred prior to your (b) (6), (b) (7)(C) and (b) (6), (b) (7)(C) grievances, there is insufficient evidence to establish a connection between that protected activity and the alleged retaliatory conduct. With regard to your contention that the Employer unlawfully failed to schedule you for work on several dates in September, 2018, the

Local 32BJ SEIU
(Allied Universal Security Services)
Case 02-CB-224316

investigation established the Employer did not place you on the schedule for work related reasons unrelated to your protected activity.

Your charge against the Union alleges it failed and refused to process your grievances concerning your complaints of harassment by your Supervisor, (b) (6), (b) (7)(C) and the Employer's failing to pay you for hours that you worked for reasons that are arbitrary, discriminatory, or otherwise unlawful, in violation of section 8(b)(1)(A) of the Act. The investigation revealed that the Union met with you to discuss the complaints you had about your Employer failing to pay you wages and your supervisor harassing you. The Union took your grievance and began investigating the matter in a timely fashion. The investigation demonstrated that the Union communicated with the Employer via email concerning your grievance and verified that you were paid on the dates in question prior to closing the grievance. In addition, the Union sent the Employer a cease and desist letter in response to your grievance concerning harassment by your supervisor and copied you on this letter.

Inasmuch as the evidence does not establish that the Employer and the Union violated the Act as alleged, I am dismissing these allegations.

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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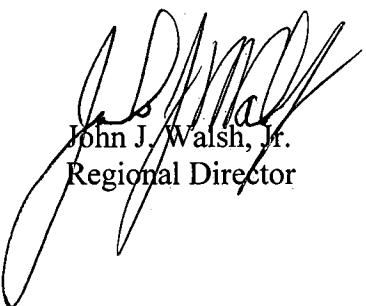
Local 32BJ SEIU
(Allied Universal Security Services)
Case 02-CB-224316

delivery service an appeal will be found to be timely filed if it is postmarked or given to a delivery service no later than December 12, 2018. **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,



John J. Walsh, Jr.
Regional Director

Enclosure

cc: Allied Universal Security Services
Attn: Donald Davis,
Director of Operations
33-10 Queens Blvd.
Suite 300
Long Island City, NY 10029

Allied Universal Security Services
Case 02-CA-227395

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Local 32BJ SEIU
(Allied Universal Security Services)
Case 02-CB-224316

Brian Wallen, Associate Counsel -
Manager, Employment Practices
Allied Universal
161 Washington St Ste 600
Conshohocken, PA 19428-2083

Local 32BJ SEIU
Attn: Dorissa Gonzalez, Grievance Rep
25 West 18th Street, 5th Floor
New York, NY 10011-4676

Lyle D. Rowen, Associate General
Counsel
32BJ, SEIU
25 West 18th Street
New York, NY 10011

Marie B. Hahn, Law Fellow
Local 32BJ SEIU
25 W 18th St
New York, NY 10011-4677

Nicole G. Berner, General Counsel
Service Employees International Union
1800 Massachusetts Avenue, N.W.
Washington, DC 20036-1806



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November 30, 2018

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

Re: Royalton Hotel
Case 02-CA-227725

New York Hotel and Motel Trades Council
(Royalton Hotel)
Case No. 2-CB-227743

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

We have carefully considered your charges that the Royalton Hotel and the New York Hotel and Motel Trades Council have violated the National Labor Relations Act.

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

The Board Agent investigating this case telephonically scheduled an initial affidavit appointment with you for Friday, November 2, at 10:00 am. You did not appear at the scheduled time and did not contact the Region to request a rescheduled date and time, or to otherwise inform the Region of your intentions. The Board Agent followed up by leaving you a phone message on November 9, noting that you had not contacted him or anyone else at the Region about your failure to appear, and requested that you telephone him by November 13 to schedule an affidavit appointment for either November 14 or November 15. You failed to contact the Board Agent or anyone else at the Region in response to this phone message, in which the Board Agent noted that he might recommend that the case be dismissed for lack of cooperation if you did not respond. Finally, the Board Agent mailed you a letter dated November 14. In the letter, the Agent scheduled an affidavit appointment for November 20 at 10:00 a.m. The letter stated that if you did not appear at the scheduled time or contact the Region to otherwise inform the Region of your intentions, the Agent would recommend that these charges be dismissed for lack of cooperation.

You did not appear at the date and time of the appointment and have not contacted the Region to date.

Inasmuch as you have failed to cooperate in the investigation of these charges, and because you have provided no probative evidence in support of the allegations in the charges, further proceedings are not warranted at this time. I therefore am dismissing your charges.

If you wish to re-file either of these two charges 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.

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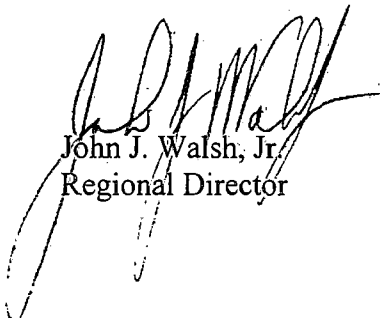
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Very truly yours,



John J. Walsh, Jr.
Regional Director

Enclosure

cc: Royalton Hotel
Attn: Donna Miklich, Human Resources
44 W 44th St
New York, NY 10036-6604

Michael Bauman, Esq.
Pitta LLP
120 Broadway, 28th floor
New York, NY 10271

New York Hotel And Motel Trades
Council, AFL-CIO
Attn: Peter Ward, President
707 8th Ave
New York, NY 10036-7111



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November 19, 2018

G. Peter Clark, Esq.
Kauff McGuire & Margolis, LLP
950 Third Avenue, 14th Floor,
New York, NY 10022

William E. Zuckerman, Esq.
Kauff, McGuire & Margolis, LLP
950 Third Ave.
New York, NY 10022-2773

Re: Screen Actors Guild/American Federation
Of Television And Radio Artists
(Stu Segall Productions, Inc.)
Case 02-CB-215527

Screen Actors Guild/American Federation
of Television and Radio Artists
(Stalwart Films, L.L.C.)
Case 02-CB-215528

Dear Mr. Clark and Mr. Zuckerman:

We have carefully investigated and considered your charges that Screen Actors Guild - American Federation of Television and Radio Artists has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charges 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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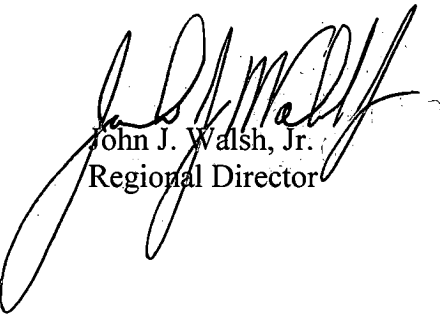
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Screen Actors Guild/American Federation - 3 -
Of Television And Radio Artists
(Stu Segall Productions, Inc.)
Case 02-CB-215527

protect confidential sources, commercial/financial information, or personal privacy interests.

Very truly yours,



John J. Walsh, Jr.
Regional Director

Enclosure

cc: Screen Actors Guild - American
 Federation of Television and Radio Artists
 Attn: Ray Rodriguez,
 Chief Contracts Officer
 1900 Broadway, Floor 5
 New York, NY 10023-7038

Lisa A. Demidovich, Partner
Bush Gottlieb A Law Corporation
801 North Brand Blvd., Suite 950
Glendale, CA 91203-1260

Stu Segall Productions, Inc.
Attn: Joan Etchells, Senior Vice President
4705 Ruffin Rd
San Diego, CA 92123-1611

Sarah Luppen Fowler
5757 Wilshire Boulevard, 7th Floor
Los Angeles, CA 90036-3681



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November 20, 2018

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

Re: Local 670, Stationary Engineers, Firemen,
Maintenance and Building Service Union,
RWDSU
(C. Gershon Co., Inc.)
Case 02-CB-224517

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

We have carefully considered your charge that Local 670, Stationary Engineers, Firemen, Maintenance and Building Service Union, RWDSU ("the Union") has violated the National Labor Relations Act.

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

Although you filed the instant charge on July 26, 2018, to date you have failed to provide any evidence in support of the charge. The Board agent assigned to your case attempted to call you without success because your number was not in service. On August 13, 2018, the Board Agent sent you a letter requesting that you contact him to provide evidence by August 20 but you failed to do so. You were informed in that letter that failure to contact the Board agent would result in a recommendation that your charge be dismissed for lack of cooperation. Furthermore, the evidence provided by the Union shows that you entered a monetary settlement of your wage-related grievances against the Employer on your last day of employment, (b) (6), (b) (7)(C) 2018. Given the foregoing evidence and your lack of cooperation, I must dismiss your charge.

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.

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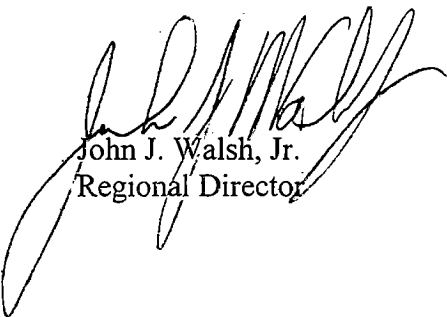
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Local 670, Stationary Engineers, Firemen, - 3 -
Maintenance and Building Service Union,
RWDSU (C. Gershon Co., Inc.)
Case 02-CB-224517

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Very truly yours,



John J. Walsh, Jr.
Regional Director

Enclosure

cc: Local 670, Stationary Engineers, Firemen,
Maintenance and Building Service Union,
RWDSU
Attn: Thelma Winston
299 Broadway, Suite 1000
New York, NY 10007-1983

Eric J. LaRuffa, Esq.
Rothman Rocco LaRuffa, LLP
3 West Main Street, Suite 200
Elmsford, NY 10523

C. Gershon Co., Inc.
Attn: Robert Gershon
244 West 39th Street, 5th Floor
New York, NY 10018-4962



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November 19, 2018

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

Re: Local 670 Stationary Engineers, Firemen,
Maintenance And Building Service
Employees Union, RWDSU
(Langsam Property Services, Inc.)
Case 02-CB-224741

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

We have carefully investigated and considered your charge that Stationary Engineers, RWDSU, UFCW, Local 670 (the Union) has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge for the reasons below.

The investigation disclosed that on or about (b) (6), (b) (7)(C) 2018, an arbitration hearing was held regarding a grievance you filed over Langsam Property Service's (the Employer) failure to give you contractual benefits for the period of January 1, 2002 to present. The evidence disclosed that you testified during the hearing. The arbitrator's decision, which issued on (b) (6), (b) (7)(C) 2018, indicates that the arbitrator was presented with evidence by both the Union and the Employer. The arbitrator's award confirms that the Union presented evidence in support of your grievance, however, the arbitrator found in favor of the Employer's position. The investigation failed to disclose any evidence that the Union acted in an arbitrary, discriminatory or grossly negligent manner in presenting your grievance at arbitration. Based on the investigation, there is insufficient evidence to conclude that the Union violated the Act, as alleged or in any other manner encompassed by the 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:

- 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.

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Appeal Due Date: The appeal is due on December 3, 2018. 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 December 2, 2018. **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.

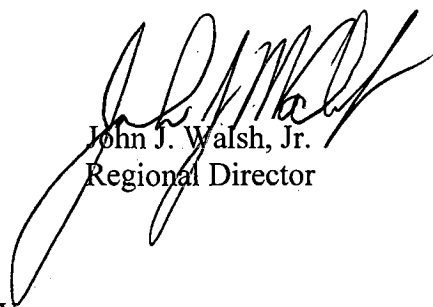
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Local 670 Stationary Engineers, Firemen, - 3 -
Maintenance And Building Service
Employees Union, RWDSU
(Langsam Property Services, Inc.)
Case 02-CB-224741

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,



John J. Walsh, Jr.
Regional Director

Enclosure

cc: Stationary Engineers, RWDSU, UFCW,
 Local 670
 Attn: Thelma Winston, President
 299 Broadway, Ste 1000
 New York, NY 10007-1950

Eric J. LaRuffa, Esq.
Rothman Rocco LaRuffa, LLP
3 West Main Street, Suite 200
Elmsford, NY 10523

Langsam Property Corp.
Attn: Cesar Torres
1189 Sheridan Avenue
Bronx, NY 10456



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 02
26 Federal Plz Ste 3614
New York, NY 10278-3699

Agency Website: www.nlr.gov
Telephone: (212)264-0300
Fax: (212)264-2450

November 29, 2018

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

Re: Local 3, International Brotherhood of
Electrical Workers
(Litespeed Electric)
Case 02-CB-225019

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

We have carefully investigated and considered your charge that Local 3, International Brotherhood of Electrical Workers 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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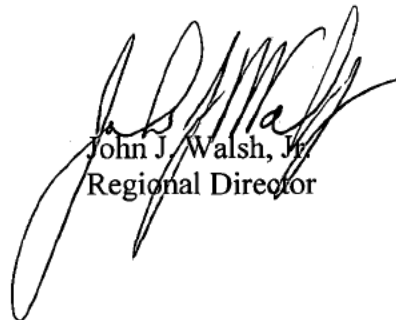
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Very truly yours,



John J. Walsh, Jr.
Regional Director

Enclosure

cc: LiteSpeed Electric
Attn: (b) (6), (b) (7)(C)
240 South Main Street
South Hackensack, NJ 07606

LiteSpeed Electric
Attn: (b) (6), (b) (7)(C)
240 South Main Street
South Hackensack, NJ 07606

Local 3, International Brotherhood of
Electrical Workers (Litespeed Electric)
Case 02-CB-225019

- 3 -

Local 3, International Brotherhood of
Electrical Workers
Attn: Raymond Kitson, Business Agent
158-11 Jewel Avenue, 4th Floor
Flushing, NY 11365

Richard Brook, Esq.
Law Office of Richard S. Brook
114 Old Country Rd Ste 250
Mineola, NY 11501-4414



UNITED STATES GOVERNMENT
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REGION 02
26 Federal Plz Ste 3614
New York, NY 10278-3699

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Telephone: (212)264-0300
Fax: (212)264-2450

November 29, 2018

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

Re: New York Hotel and Motel Trades Council,
AFL-CIO, Local 6
(Fitzpatrick Hotel Group)
Case 02-CB-225529

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

We have carefully investigated and considered your charge that New York Hotel and Motel Trades Council, Local 6 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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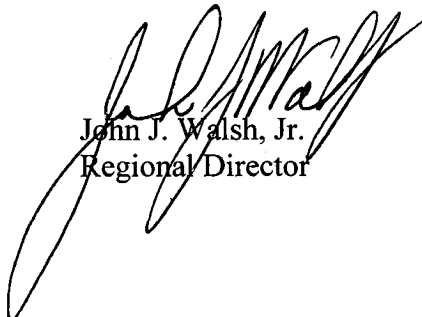
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Very truly yours,



John J. Walsh, Jr.
Regional Director

Enclosure

cc: New York Hotel and Motel Trades
Council, AFL-CIO
Attn: Harry Rygor,
Business Representative
707 Eighth Avenue
New York, NY 10036

New York Hotel and Motel Trades Council, - 3 -
AFL-CIO, Local 6 (Fitzpatrick Hotel Group)
Case 02-CB-225529

Richard Maroko, General Counsel
New York Hotel and Motel Trades
Council, AFL-CIO
707 Eighth Avenue
New York, NY 10036

Joseph Farelli, Esq.
Pitta LLP
120 Broadway, 29th Fl.,
New York, NY 10271

Fitzpatrick Hotel Group
Attn: Tatyani Poz, Director
141 East 44th Street
New York, NY 10017



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 02
26 Federal Plz Ste 3614
New York, NY 10278-3699

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Telephone: (212)264-0300
Fax: (212)264-2450

November 29, 2018

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

Re: Local 32BJ, SEIU
(Quality Building Services Corp.)
Case 02-CB-225738

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

We have carefully investigated and considered your charge that Local 32BJ, SEIU has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge for the reasons discussed below.

Your charge alleges that since on or about (b) (6), (b) (7)(C) 2018, Local 32BJ, SEIU ("Union") has restrained and coerced employees in the exercise of rights protected by Section 7 of the Act by refusing to process your grievance regarding your new work routine assigned by Quality Building Services ("QBS" or "Employer") for reasons that are arbitrary or discriminatory or in bad faith.

The evidence adduced during the investigation failed to establish that the Union has refused to represent you for any such unlawful considerations. Rather, it appears that the Union investigated the Employer's proposed assignments and found the new assignments to be in compliance with the Collective Bargaining Agreement. As there was no contract violation, the Union subsequently denied your workload grievance. The investigation uncovered no evidence that the Union, in denying your grievance, acted in a discriminatory, arbitrary, or bad faith manner. Accordingly, as the evidence fails to show that the Union has been motivated by unlawful considerations, further proceedings are not warranted and I am refusing to issue complaint in this matter.

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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protect confidential sources, commercial/financial information, or personal privacy interests.

Very truly yours,



John J. Walsh, Jr.
Regional Director

Enclosure

cc: Robert A. Sparer, Esq., Partner
Clifton Budd & DeMaria, LLP
The Empire State Building
350 Fifth Avenue, Suite 6110
New York, NY 10118-6190

Quality Building Services Corp.
801 2nd Ave
New York, NY 10017-4704

Lyle Rowen, Associate General Counsel
Local 32BJ, SEIU
25 W 18th St
New York, NY 10011-4677

Andrew Strom, Esq.
32BJ SEIU
25 West 18th Street
New York, NY 10011-1991

Nicole G. Berner, General Counsel
Service Employees International Union
1800 Massachusetts Avenue, N.W.
Washington, DC 20036-1806



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 02
26 Federal Plz Ste 3614
New York, NY 10278-3699

Agency Website: www.nlrb.gov
Telephone: (212)264-0300
Fax: (212)264-2450

November 30, 2018

Supriya Kichloo, Esq,
Gordon & Gordon P.C.
10818 Quawna Blvd, 6th Flr Suite 6
Forest Hills, NY 11375

Re: New York Hotel and Motel Trade Council,
Local 6
(Hyatt Centric Times Square)
Case 02-CB-225834

Dear Ms. Kichloo:

We have carefully investigated and considered your charge that New York Hotel and Motel Trade Council, Local 6 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.

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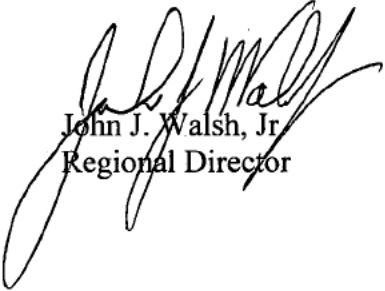
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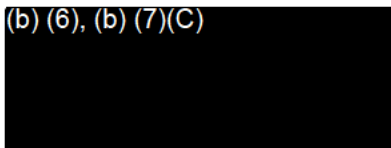
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Very truly yours,


John J. Walsh, Jr.
Regional Director

Enclosure

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



Hyatt Centric Times Square
Attn: Seewei Lean, HR Manager
135 W 45th St
New York, NY 10036-4004

New York Hotel and Motel Trade Council, - 3 -
Local 6 (Hyatt Centric Times Square)
Case 02-CB-225834

Gideon Martin, Assistant General Counsel
New York Hotel and Motel Trade
Council, Local 6
709 8th Ave
New York, NY 10036-7111

Richard Maroko, General Counsel and
Vice President
709 Eighth Avenue
New York, NY 10036-7111

Michael Bauman, Esq.
Pitta LLP
120 Broadway, 28th Fl.,
New York, NY 10271



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
REGION 02
26 Federal Plz Ste 3614
New York, NY 10278-3699

Agency Website: www.nlrb.gov
Telephone: (212)264-0300
Fax: (212)264-2450

November 30, 2018

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

Re: Royalton Hotel
Case 02-CA-227725

New York Hotel and Motel Trades Council
(Royalton Hotel)
Case No. 2-CB-227743

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

We have carefully considered your charges that the Royalton Hotel and the New York Hotel and Motel Trades Council have violated the National Labor Relations Act.

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

The Board Agent investigating this case telephonically scheduled an initial affidavit appointment with you for Friday, November 2, at 10:00 am. You did not appear at the scheduled time and did not contact the Region to request a rescheduled date and time, or to otherwise inform the Region of your intentions. The Board Agent followed up by leaving you a phone message on November 9, noting that you had not contacted him or anyone else at the Region about your failure to appear, and requested that you telephone him by November 13 to schedule an affidavit appointment for either November 14 or November 15. You failed to contact the Board Agent or anyone else at the Region in response to this phone message, in which the Board Agent noted that he might recommend that the case be dismissed for lack of cooperation if you did not respond. Finally, the Board Agent mailed you a letter dated November 14. In the letter, the Agent scheduled an affidavit appointment for November 20 at 10:00 a.m. The letter stated that if you did not appear at the scheduled time or contact the Region to otherwise inform the Region of your intentions, the Agent would recommend that these charges be dismissed for lack of cooperation.

You did not appear at the date and time of the appointment and have not contacted the Region to date.

Inasmuch as you have failed to cooperate in the investigation of these charges, and because you have provided no probative evidence in support of the allegations in the charges, further proceedings are not warranted at this time. I therefore am dismissing your charges.

If you wish to re-file either of these two charges 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:

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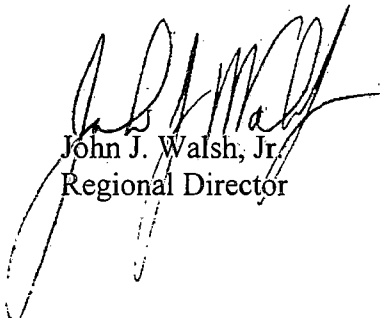
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Very truly yours,



John J. Walsh, Jr.
Regional Director

Enclosure

cc: Royalton Hotel
Attn: Donna Miklich, Human Resources
44 W 44th St
New York, NY 10036-6604

Michael Bauman, Esq.
Pitta LLP
120 Broadway, 28th floor
New York, NY 10271

New York Hotel And Motel Trades
Council, AFL-CIO
Attn: Peter Ward, President
707 8th Ave
New York, NY 10036-7111



UNITED STATES GOVERNMENT
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New York, NY 10278-3699

Agency Website: www.nlr.gov
Telephone: (212) 264-0300
Fax: (212) 264-2450

November 27, 2018

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

Re: Hotel Trades Council, AFL-CIO, Local 6
(New York Athletic Club)
Case 02-CB-231334
(Formerly 02-CA-225853)

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

We have carefully investigated and considered your charge that Hotel Trades Council, AFL-CIO, Local 6 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:

- 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.

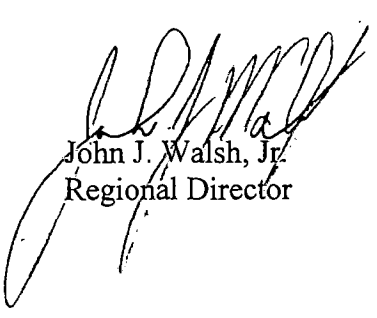
The appeal MAY NOT be filed by fax or email. The Office of Appeals will not process faxed or emailed appeals.

Appeal Due Date: The appeal is due on December 11, 2018. 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 December 10, 2018. **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** December 11, 2018. 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 December 11, 2018, **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,



John J. Walsh, Jr.
Regional Director

Enclosure

Hotel Trades Council, AFL-CIO, Local 6 - 3 -
(New York Athletic Club)
Case 02-CB-231334 (Formerly 02-CA-225853)

cc: Joseph Farelli, Esq.
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 New York, NY 10271

Hotel Trades Council, AFL-CIO, Local 6
Attn: Peter Ward, President
709 8th Avenue
New York, NY 10036-7111

New York Athletic Club
Attn: Denise Lacen,
Human Resources Manager
180 Central Park South
New York, NY 10019-1562