

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

BOULDER CITY HOSPITAL, INC.

and

Case 28-CA-22283

**GENERAL SALES DRIVERS, DELIVERY
DRIVERS AND HELPERS AND
REPRESENTING THE PUBLIC SECTOR,
TEAMSTERS UNION, LOCAL 14,
affiliated with the INTERNATIONAL
BROTHERHOOD OF TEAMSTERS**

**GENERAL COUNSEL'S LIMITED CROSS-EXCEPTIONS TO THE
ADMINISTRATIVE LAW JUDGE'S DECISION (JD(SF)-22-09)**

Pursuant to Section 102.46 of the National Labor Relations Board's Rules and Regulations, Series 8, as amended, Counsel for the General Counsel (CGC) files these limited cross-exceptions to the decision¹ of Administrative Law Judge William G. Kocol (the ALJ) that issued on June 24, 2009, in the above-captioned case.

1. To the ALJ's failure to find that Respondent's posting of its October 1 Memo (the October 1 Memo) violated Section 8(a)(1) of the Act. (ALJD 7:15)
2. To the ALJ's failure to consider or discuss that Respondent admittedly posted the October 1 Memo in response to Union activities by an employee of Respondent. (ALJD 7: 4-6)
3. To the ALJ's failure to consider or discuss the effect of the posting of the October 1 Memo had on Union supporters, including employee Kevin Dale Slover, even if not specifically directed at his Union activities. (ALJD 7:3-6)

¹ References to the Administrative Law Judge's decision (JD(SF)-22-09) are shown as ALJD ____:____ showing page and line or lines, respectively.

4. To the ALJ's rejection of CGC's argument that the failure of Respondent to conduct an investigation of the harassment claim evidenced another example of Respondent's unlawful application of its lawful harassment rule or policy. (ALJD 7:6-15)

Dated at Las Vegas, Nevada, this 5th day of August 2009.

Respectfully submitted,

/s/ Stephen E. Wamser

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CERTIFICATE OF SERVICE

I hereby certify that the **GENERAL COUNSEL'S LIMITED CROSS-EXCEPTIONS TO THE ADMINISTRATIVE LAW JUDGE'S DECISION (JD(SF)-22-09)** in Case 28-CA-22283, was served via E-Gov, E-Filing, facsimile and regular mail on this 5th day of August 2009, on the following:

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