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July 28, 2010

Henry S. Breiteneicher, Associate Executive Secretary  
National Labor Relations Board  
1099 14<sup>th</sup> Street NW  
Washington, D.C. 20570

**Re: Regency Heritage Nursing & Rehabilitation Ctr. 22-CA-27992**

Dear Sir:

Please be advised that the undersigned represents the Respondent in the above referenced matter.

Request is hereby made for the recusal of Board Members Pierce and Becker from consideration of this matter. Member Pierce, and his chief counsel, both actually represented, SEIU Local 1199, the union in this case, prior to their coming to the Board. In fact, chief counsel Kent Hirazawa's law firm represented the union *in this actual proceeding*.

Similarly, Member Becker was General Counsel of the SEIU when "Article XX" and other internal "no raiding" issues were litigated between Local 300, UFCW, a party in interest in case 22-CA-26231 and 22-CA-28331, and SEIU Local 1199. David Gross,

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is a principal in all of these facilities and cases.

Accordingly, upon remand from the Court of Appeals, this matter should not be referred to Members Pierce and Becker for their consideration.

Very truly yours,

A handwritten signature in black ink, appearing to read 'MT', with a stylized flourish extending downwards and to the right.

MORRIS TUCHMAN

MT:pf

cc: William Massey, Esq. (By electronic mail only)

NLRB Region 22 (By electronic mail only)