UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

MV PUBLIC TRANSPORTATION, INC.

and **Case Nos.** **29-CA-29530**
29-CA-29760

JOHN D. RUSSELL, AN INDIVIDUAL

and **Case No.** **29-CA-29544**

LOCAL 1181-1061, AMALGAMATED TRANSIT UNION, AFL-CIO

and **Case No.** **29-CA-29619**

ERIC BAUMWOLL,

and

LOCAL 707, INTERNATIONAL BROTHERHOOD OF TEAMSTERS

LOCAL 707, INTERNATIONAL BROTHERHOOD OF TEAMSTERS

and **Case No.** **29-CB-13981**

JOHN D. RUSSELL, AN INDIVIDUAL

RESPONDENT MV PUBLIC TRANSPORTATION, INC.'S ANSWERING BRIEF IN OPPOSITION TO LOCAL 1181-1061, AMALGAMATED TRANSIT UNION'S CROSS EXCEPTIONS

Respondent MV Public Transportation Inc. ("Respondent") opposes Local 1181-1061, Amalgamated Transit Union's ("ATU") Cross Exceptions Numbers 1, 2, 3, and 4 insofar as they are inconsistent with the Administrative Law Judge's factual findings and legal conclusions. More importantly, however, is that the arguments set forth in Respondent's Brief in Support of Exceptions and its Reply Brief in Support of Exceptions adequately address the issues in this matter and Respondent refers to said factual assertions and legal arguments in responding to ATU's Cross Exceptions. Accordingly, Respondent incorporates by reference the factual and legal analysis set forth in its Brief in Support of Exceptions and Reply Brief in Support of Exceptions.

DATED this 25th day of August, 2010.

LITTLER MENDELSON, P.C.
JENNIFER L. MORA
2425 East Camelback Road, Suite 900
Phoenix, Arizona 85016
602-474-3600
JMora@littler.com

Attorneys for Respondent
MV PUBLIC TRANSPORTATION, INC.

AFFIDAVIT OF SERVICE

This is to certify that a copy of the foregoing was served by e-mail this 25th day of August, 2010 as follows:

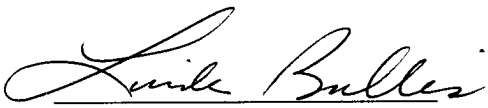
Nancy Lipin
Counsel for the General Counsel
nancy.lipin@nlrb.gov

George Kirschenbaum, Esq.
Cary Kane, LLP
Counsel for IBT Local 707
gkirschenbaum@carykane.com

Richard Brook, Esq.
Meyer, Suozzi, English & Klein, P.C.
Counsel for ATU Local 1181
rbrook@msek.com

John D. Russell
Charging Party
kmf1313@gmail.com

Eric Baumwoll
Charging Party
easyenyc@msn.com



Linda Bullis

Firmwide:97063171.1 053320.1036