

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

WAYRON, LLC

and

Case 19-CA-32983

INTERNATIONAL BROTHERHOOD OF  
BOILERMAKERS, IRON SHIP BUILDERS,  
BLACKSMITHS, FORGERS AND HELPERS OF  
AMERICA, LOCAL 104; THE INTERNATIONAL  
ASSOCIATION OF MACHINISTS AND  
AEROSPACE WORKERS, AFL-CIO, DISTRICT  
LODGE 160, LOCAL LODGE 1350; AND THE  
INTERNATIONAL UNION OF PAINTERS AND  
ALLIED TRADES, DISTRICT COUNCIL 5

**ACTING GENERAL COUNSEL'S EXCEPTIONS  
TO THE DECISION OF THE ADMINISTRATIVE LAW JUDGE**

Pursuant to §102.46(e) of the Board's Rules and Regulations, the undersigned excepts to the following aspects of the March 29, 2012 Decision of the Administrative Law Judge in the above case:

1. The ALJ's finding that Respondent was not obligated to provide financial information to the Unions. (ALJD at 16, lines 18-20)
2. The ALJ's finding that under the facts presented in this case, the requested financial information, if provided, would not have advanced bargaining. (ALJD at 16, fn. 28)
3. The ALJ's failure to find that Respondent engaged in overall bad faith bargaining. (ALJD at 16, lines 24-34, and at 17, lines 1-15)

4. The ALJ's failure to find that Respondent unlawfully implemented new terms and conditions of employment without bargaining to impasse with the Unions. (ALJD at 17, lines 1-15)
5. The ALJ's finding that Respondent's implementation of terms and conditions of employment were consistent with its last best offer. (ALJD at 17, lines 41-49)

Respectfully submitted this 3<sup>rd</sup> day of May, 2012.

*Sarah Pring Karpinen*

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of Counsel for the Acting General Counsel's Exceptions to the Decision Administrative Law Judge was served on the 3<sup>rd</sup> day of May, 2012 on the following parties by electronic mail:

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