

CARVER, DARDEN,  
KORETZKY, TESSIER, FINN,  
BLOSSMAN & AREAUX LLC

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November 20, 2012

**VIA ELECTRONIC FILING**

Lester A. Heltzer  
Executive Secretary  
National Labor Relations Board  
1099 14<sup>th</sup> Street NW  
Washington, DC 20570

**Re: Austin Fire Equipment, LLC (Respondent) and Road Sprinkler Fitters Local Union No. 669, U.A., AFL-CIO (Union), United States of America, Before the National Labor Relations Board, 359 NLRB No. 3 – JD (ATL) 32-11 – Case No. 15-CA-19697**

Dear Executive Secretary Heltzer:

In our October 26, 2012 EAJA application filing in the above-referenced matter, Respondent Austin Fire attached as Exhibit A the affidavit of its ranking official. The Motion to Dismiss filed by Counsel for the Acting General Counsel suggests that the application should have included evidence that Austin Fire does not have any affiliate or subsidiary in order to establish eligibility under the Equal Access to Justice Act. The company's status was investigated and litigated and there was no suggestion of any affiliate or subsidiary; however, since this issue was technically raised, we are hereby filing a supplemental affidavit putting that issue to rest.

Please supplement Respondent's EAJA filing by including the Supplemental Affidavit of Russell Ritchie as Respondent's Exhibit A-1.

Sincerely,



I. Harold Koretzky

IHK/kps  
Enclosure

4852-2087-5281, v. 1

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

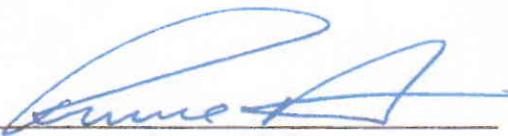
<b>AUSTIN FIRE EQUIPMENT, LLC</b>	*	<b>359 NLRB No. 3 (9/28/12)</b>
<b>Respondent</b>	*	
<b>and</b>	*	<b>JD (ATL) – 32-11 (11/29/11)</b>
	*	
<b>ROAD SPRINKLER FITTERS LOCAL</b>	*	<b>Case No. 15-CA-19697</b>
<b>UNION NO. 669, U.A., AFL-CIO</b>	*	
<b>Union</b>	*	
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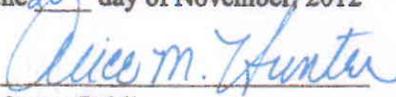
**SUPPLEMENTAL AFFIDAVIT OF RUSSELL RITCHIE**

I, Russell Ritchie, P.E., being first duly sworn upon oath, depose and state that I am over eighteen (18) years of age, have personal knowledge of and am competent to testify to the following:

1. I am the President of Austin Fire Equipment, LLC, which is the Respondent in the above-captioned action.
2. Austin Fire currently has no affiliates or subsidiaries, and has not had any affiliates or subsidiaries in the past.

  
\_\_\_\_\_  
Russell Ritchie

Sworn to and subscribed before me,  
the 20 day of November, 2012

  
\_\_\_\_\_  
Notary Public  
My commission expires LIFE

ALICE M. HUNTER  
NOTARY PUBLIC  
LOUISIANA ID 53036  
ASCENSION PARISH  
COMMISSIONED FOR LIFE