

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
Washington, D.C.**

SODEXO AMERICA LLC

and

Case 21-CA-39086

PATRICIA ORTEGA, an Individual

SODEXO AMERICA LLC; AND
KECK HOSPITAL OF USC, formerly
USC UNIVERSITY HOSPITAL

and

Case 21-CA-39109

SERVICE WORKERS UNITED

KECK HOSPITAL OF USC, formerly
USC UNIVERSITY HOSPITAL

and

Cases 21-CA-39328
21-CA-39403

NATIONAL UNION OF HEALTHCARE
WORKERS

**ACTING GENERAL COUNSEL'S LIMITED EXCEPTION TO THE
DECISION ON REMAND OF THE ADMINISTRATIVE LAW JUDGE AND
ARGUMENT IN SUPPORT THEREOF**

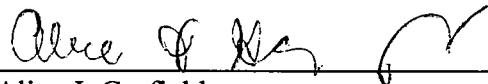
Pursuant to Section 102.46 of the Board's Rules and Regulations, Series 8, as amended, acting General Counsel hereby files this limited exception to the Decision on Remand of Administrative Law Judge William G. Kocol, which issued on January 18, 2013, following the Board's decision in Sodexo America LLC, 358 NLRB No. 79 (2012).

To the ALJ's failure to set forth specifically in his order, at paragraph 2(c), the names of the employees from whose files any reference to the unlawful discipline must be removed.

In his Decision on Remand, the judge found that Respondent-Keck Hospital of USC formerly USC University Hospital had engaged in unfair labor practices in violation of Section 8(a)(1) of the Act by issuing warnings to Alex Corea, Ruben Duran, and Noemi Aguirre, and suspending and demoting Michael Torres. (ALJD 3:8-14). However, the judge failed to include the names of the affected employees in his recommended order. While general counsel notes that the affirmative provisions of the accompanying remedial notice sets forth the names of the affected employees, their names should also appear in the order and not just the notice; thereby conforming the order to the Board's standard remedial language, and leaving no doubt as to what needs to be done. See St. Joseph's Hosp., 337 NLRB 94, 95 (2001).

Accordingly it is respectfully requested that the Administrative Law Judge's Order be modified to include the names of the employees per his findings and the notice.

Respectfully,



Alice J. Garfield
Counsel for the Acting General Counsel
National Labor Relations Board
Region 21

Dated, Los Angeles, CA February 6, 2013

STATEMENT OF SERVICE

I hereby certify that a copy of Acting General Counsel's Limited Exception to the Decision on Remand of the ALJ and Argument in Support Thereof was submitted by e-filing to NLRB's Executive Secretary in Washington, D.C. on February 6, 2013. The following parties were served with a copy of the same document by electronic mail:

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Dated at Los Angeles, California
this 6th day of February 2013



Alice J. Garfield
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