

September 26, 2011

RE: Case #4-RC-021685

Dear Executive Secretary:

I am contacting you to file, Exceptions to the report by Hearing Officer Mary R. Leach, Fourth Region, Philadelphia, PA, September 12, 2011.

The Hearing Officer recommended that **Objections 1,2, and 4** be overruled.

Although the request for postponement was denied by the Regional Director the reason for the request remained. We suggested to the assigned Board Agent that the following week 8/22/2011, might accommodate u, she informed me that Scott Mayer, Attorney for the Employer, will be out of the country on vacation.

I complained to the agent that we (petitioners) seem to be held to a different standard than the other parties involved, I was told that "I was trying to sound like a victim" and was also told, "that the agency is mandated to close cases after a certain amount of time". My reply was "Why has the board wasted our time when it will rule in favor of what it deems appropriate".

Page #2 of the Hearing Officer's report ex: Facts state, "it (petitioner) simply failed to appear" is incorrect and understated.

Executive Secretary at this time please except and consider the documents and witnesses statements I am presenting for review.

#### Objection #1

The actual flyer created by the incumbent union, mass mailed and distributed in the workplace by Ernest Chester, supervisor and appointed shop steward, Ronald Forrest, incumbent union staff member and their employee supporters. The flyer I received and the envelope is included, marked **OBJ#1 and #1A**.

Objection #2

Written statements from worker/witness Janice Smith and myself Shirley C. Slaughter, marked **OBJ#2-A and B.**

Objection #4

The Employer (Aramark) generated work schedules dating back to February 10,2011 show that Ernest “Chuck” Chester as well as Maria Brown are supervisors in their department which also includes stewards, kitchen utility/ dishwashers, porters, and/or their equivalent (work schedule and statement) marked **OBJ#4 – 1 thru 11 and 12**

As a matter of fact, on the day of the hearing for objections that arose from the first election starting on February 28, 2011, I have included documents showing Ernest Chester was scheduled to work as a supervisor on that day. As the record will show he gave testimony was the “star witness” for the incumbent union, while the GM employer as well as their Attorneys looked on. Also, Mr. Chester on June 16 and 17, 2011. I (petitioner) personally observed his involved in dropping off, picking up and escorting voters up polling room.

The collusive behavior between the parties (the employer and the incumbent union) is now more apparent they made and followed their own rules and thought that this would go unnoticed.

In accordance with the requirements of the Boards Rule and Regulations, I will serve a copy of the exceptions on each of the parties to his proceeding. Dorothy L. Moore-Duncan, Regional Director and Mary R. Leach, Hearing Officer, Fourth Region, National Labor Relations Board, Scott A. Mayer, Attorney for the Employer, Christopher Gant, Attorney for the incumbent union Philadelphia Joint Board, Workers United A/W SEIU.

Respectfully Submitted,

Shirley C. Slaughter