UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 34

AMERICAN RED CROSS, BLOOD SERVICES, CONNECTICUT REGION and AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, LOCAL 3145 OF COUNCIL 4	Case Nos. 34-CA-12422 34-CA-12544 34-CA-12566 34-CA-12601 34-CA-12624

MOTION FOR REMAND

On August 24, 2011, Administrative Law Judge Eleanor MacDonald issued her Decision in Case Nos. 34-CA-12422, 12544, 12566, 12601 and 12624, finding that American Red Cross Blood Services, Connecticut Region (herein called Respondent) committed numerous violations of Sections 8(a)(1) and (5) during negotiations for a successor labor agreement. Judge MacDonald also found that Respondent did *not* violate 8(a)(5) by making certain changes to the employees' retirement system plans.

On October 12, 2011, pursuant to its request for additional time and page length in which to respond, Respondent filed 111 Exceptions to the judge's findings and recommended order, and a lengthy supporting brief. On October 13, 2011, the Union requested an extension of time in which to file cross exceptions to the judge's decision and a brief in support thereof, as well as additional time to file an answering brief to Respondent's Exceptions; the briefing date was extended to November 16, 2011, and then, due to a late October severe storm in New England which caused massive power outages, was extended again until December 9, 2011. While Counsel for the Acting General Counsel and the Union were each preparing to file limited cross exceptions, briefs in support thereof, and answering briefs to Respondent's Exceptions, the parties

resumed negotiations to attempt to finally achieve a labor agreement. On December 5, 2011, following ratification by the Union membership, the Charging Party requested withdrawal of all six charges as a result of a non-Board settlement with Respondent, which includes the successful negotiation of a successor collective bargaining agreement after nearly three years since expiration of the previous labor agreement.

In light of the above, Counsel for the Acting General Counsel respectfully requests that the Board remand this case to the Regional Director for appropriate action in light of the non-Board settlement and the related withdrawal request.

Dated at Hartford, Connecticut this 5th day of December, 2011.

Thomas E. Quigley, Senior Trial Attorney
National Labor Relations Board
Region 34

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AFFIDAVIT OF SERVICE OF ORDER **MOTION FOR REMAND**

I, the undersigned employee of the National Labor Relations Board, state under oath that on December 5, 2011, I served the above-entitled document(s) by e-mails and regular mail upon the following persons, addressed to them at the following addresses:

SEE ATTACHED

December 5, 2011
Date

Terri L. Gupton, Designated Agent of NLRB
Name

Terri L. Gupton
Signature

ATTACHMENT

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