

Law Office of
MORRIS TUCHMAN

134 Lexington Avenue, New York, New York 10016 - Telephone (212) 213-8899
Telefax (212) 213-6308

Morris Tuchman*
J. Ari Weiss*

Correspondence to New York

*Admitted Connecticut, New York

Long Island Office
35 Dune Road
Westhampton Beach, New York 11978
July 18, 2012

Executive Secretary
National Labor Relations Board
Washington, D.C.
By electronic mail only

Re: Stamford Hotel 34-RC-081443
Exceptions to Report on Objections¹

May it Please the Board:

Please be advised that the undersigned represents the employer in the above referenced matter.

The Regional Director (“RD”) recognizes in his report that two elections took place on the same day, in the same location, with the same union seeking certification in each election. It seems strange, therefore, that the RD in his report recommends overruling the objection asserting threats of violence because the altercation “...involves housekeepers, not the banquet houseman who voted in the election in the instant case.” There is no evidence that these employees are in any way separated from the other employees in the same building.

¹ In filing this request, the employer does not waive, and specifically asserts, that President Obama unconstitutionally appointed 3 board members by recess appointment on January 4th since the Senate was then actually in session.

Executive Secretary

July 18, 2012

Page Two

Similarly, the RD mis-characterizes the objection in asserting that there is “no...claim that this incident was disseminated to any other employees...”. In fact, the objection asserts that the altercations “...created an atmosphere of intimidation...”. Accordingly, there certainly *was* a “claim” that the altercation was disseminated to (all) of the employees at the building.

Accordingly, the Board should reject the RD’s recommendation to overrule the objection.

Very truly yours,

A handwritten signature in black ink, appearing to read 'MT', with a stylized flourish extending from the bottom right.

MORRIS TUCHMAN

MT:pf

cc: Thomas W. Meiklejohn, Esq. (By electronic mail)
Regional Director, Region 34 (By electronic mail)