

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

**800 River Road Operating Company LLC
D/B/A Woodcrest Health Care Center**

Employer,

Case No. 22-RC-073078

And

**199 SEIU, UNITED HEALTHCARE
WORKERS EAST,**

Petitioner

**CERTIFICATION OF JASON STANEVICH IN
SUPPORT OF MOTION TO REOPEN THE RECORD**

Jason Stanevich, Esq., certifies as follows:

1. I am an attorney with Littler Mendelson, P.C., attorneys for Woodcrest Health Care Center (“Employer” or “Woodcrest”) herein. I make this Certification in support of the Employer’s motion to reopen the record.

2. On January 29, 2013, I went to the Employer’s site at 800 River Road in New Milford, New Jersey for the purpose of interviewing several employees, including environmental department employees, about the conduct of the former Director of Environmental Services, Israel Vergel de Dios, during the representation election campaign in this case. I was part of a team of three lawyers charged with the responsibility of conducting these employee interviews at Woodcrest.

3. Before entering Woodcrest that morning, I met the other two lawyers who comprised our team at the Dunkin Donuts on River Road that is adjacent to the Employer’s site. At that time, I believe Vergel de Dios was in the Dunkin Donuts. When attorney Jim Monica

and I entered the Dunkin Donuts, Vergel de Dios was sitting alone at a table. I noticed him and believe that he noticed and recognized us. After 15 minutes or so, he left the Dunkin Donuts and walked in the direction of the Employer's site. I do not know whether he went into Woodcrest or contacted any employees with whom he formerly worked to inform them that he had spotted lawyers who had previously interviewed employees near the facility. However, our team had a concern that because Vergel de Dios had noticed us, he would infer that we were going to the site to conduct interviews and would contact those employees with whom he was still in contact to urge them not to share information with us.

4. Four of the five employees I attempted to interview refused to proceed with an interview.

5. One employee did interview with me. She did not provide me with any useful information.

I certify that the statements made above are true and correct and understand that there are consequences for certifying to the truthfulness of statements that are in fact false.

Dated: March 1, 2013

/s/ Jason Stanevich
Jason Stanevich