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 SERVICE EMPLOYEES INTERNATIONAL UNION,  
 7 UNITED HEALTHCARE WORKERS-WEST

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UNITED STATES OF AMERICA

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NATIONAL LABOR RELATIONS BOARD

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CHILDREN’S HOSPITAL & RESEARCH	)	Case No.	32-CA-086106
CENTER AT OAKLAND dba CHILDREN’S	)		
HOSPITAL OF OAKLAND	)		
	)	<b>CHARGING PARTY’S CROSS-</b>	
Employer/Respondent,	)	<b>EXCEPTIONS TO THE DECISION OF</b>	
	)	<b>THE ADMINISTRATIVE LAW JUDGE</b>	
and	)		
	)		
SERVICE EMPLOYEES INTERNATIONAL	)		
UNION, UNITED HEALTHCARE	)		
WORKERS-WEST	)		
	)		
	)		
Charging Party.	)		
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**EXCEPTIONS**

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No.	Page	Exceptions
1.	4:9-26 and 5:11-12	To the failure of the Administrative Law Judge to specifically find that NUHW through its counsel indicated that NUHW did not oppose the request by Charging Party to arbitrate the grievances because NUHW does not have the power or ability to arbitrate the grievances itself.
2.	5:25-6:25	To the Order as to Children’s Hospital because it fails to provide a sufficient remedy. Children’s Hospital should be required to read the notice to the employees repeatedly, to post the Board’s notice for a lengthier period of time, to mail any notice to all employees who have worked for the facility from the date of the violation until the notice is mailed, and provide a copy of the Board’s decision to the employees and to take other affirmative relief as described in the brief.

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No.	Page	Exceptions
3.	5:25-6:25	To the failure of the Order to require the payment of interest on any arbitration awards.
4.	Appendix	The notice has a specific reference to the conduct which Children's Hospital was found to have violated. A brief reference of "we violated Federal labor law" is insufficient to advise the employees of misconduct. The Notice should add more detail as to the illegal conduct.
5.	Appendix	To the failure of the notice provide information to the employees of where and how they can obtain the Board's decision.
6.	Appendix	To the failure of the notice to comply with the additional remedy sought by the Charging Party.
7.	Appendix	To the inclusion of any language in a notice to be posted by Children's Hospital which refers to the right to refrain language.

Dated: September 11, 2013

Respectfully submitted,

WEINBERG, ROGER & ROSENFELD  
A Professional Corporation

By: /s/ DAVID A. ROSENFELD

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132195/733039

**PROOF OF SERVICE**  
(CCP 1013)

I am a citizen of the United States and an employee in the County of Alameda, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 1001 Marina Village Parkway, Suite 200, Alameda, California 94501-1091. On September 11, 2013, I served upon the following parties in this action:

Executive Secretary  
NLRB  
1099 14th Street, N.W.  
Washington, DC 20570-0001

Mr. William Baudler  
NLRB, Region 32  
Regional Director  
1301 Clay Street, Room 300N  
Oakland, CA 94612-5211  
[William.baudler@nrb.gov](mailto:William.baudler@nrb.gov)

*Via Electronic Filing*

*Via Email*

Ms. Bonnie Glatzer  
Mr. David Kolek  
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*Via Email*

copies of the document(s) described as:

**CHARGING PARTY'S CROSS-EXCEPTIONS TO THE DECISION OF THE ADMINISTRATIVE LAW JUDGE**

**BY ELECTRONIC MAIL** I caused to be transmitted each document listed herein via the email address(es) listed above or on the attached service list.

I certify under penalty of perjury that the above is true and correct. Executed at Alameda, California, on September 11, 2013.

/s/Katrina Shaw  
Katrina Shaw