

Albuquerque, NM

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

ALBERSTON'S, LLC

and

YVONNE MARTINEZ

and

UNITED FOOD AND COMMERCIAL
WORKERS UNION, LOCAL 1564

Cases 28-CA-023387

28-CA-023538

CORRECTED ORDER

On September 26, 2013, Administrative Law Judge William L. Schmidt of the National Labor Relations Board issued his Supplemental Decision in the above-entitled proceeding and, on the same date, the proceeding was transferred to and continued before the Board in Washington, D.C. The Administrative Law Judge found that the Respondent has not engaged in certain unfair labor practices, and recommended that paragraph 5(k) of the complaint be dismissed.

No statement of exceptions having been filed with the Board, and the time allowed for such filing having expired,

Pursuant to Section 10(c) of the National Labor Relations Act, as amended, and Section 102.48 of the National Labor Relations Board Rules and Regulations, the Board adopts the findings and conclusions of the Administrative Law Judge as contained in his Supplemental

Decision, and the recommended Order of the Administrative Law Judge becomes the Order of the Board. Accordingly, paragraph 5(k) of the complaint is dismissed.

Dated, Washington, D.C., December 13, 2013.

By direction of the Board:

Farah Z. Qureshi

Associate Executive Secretary