

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

CHIMES, DISTRICT OF COLUMBIA, INC.

and

Case 05-CA-072091

TERESA AYALA ALVARADO

ORDER¹

The Employer's petition to revoke the subpoena duces tecum B-611769 is denied. The subpoena seeks information relevant to the matter under investigation and describes with sufficient particularity the evidence sought, as required by Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations. Further, the Employer has failed to establish any other legal basis for revoking the subpoena. See generally *NLRB v. North Bay Plumbing, Inc.*, 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).²

Dated, Washington, D.C., May 17, 2012.

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| MARK GASTON PEARCE, | CHAIRMAN |
| TERENCE F. FLYNN, | MEMBER |
| SHARON BLOCK, | MEMBER |

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.

² In considering the petition to revoke, we have evaluated the subpoena as modified by the Region in its April 6, 2012 letter to the Employer, and reiterated in its opposition to the petition to revoke, in which the Region requested documents reflecting telephone numbers for 20 specific, named employees.