

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

**INTERNATIONAL ALLIANCE OF THEATRICAL
STAGE EMPLOYEES, MOVING PICTURE
TECHNICIANS, ARTISTS AND ALLIED CRAFTS
OF THE UNITED STATES, ITS TERRITORIES
AND CANADA, LOCAL 16**

and

Case 20-CB-090776

DAVID JURY

ORDER

The Union's petitions to revoke subpoena ad testificandum A-943698, issued to Steve Lutge, subpoena ad testificandum A-943699, issued to Sandy Coleman, and subpoena duces tecum B-638170, issued to the Union's custodian of records, are denied.¹ The subpoenas seek information relevant to the matter under investigation and describe 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 Union has failed to establish any other legal basis for revoking the subpoenas. 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).

Dated, Washington, D.C., January 28, 2013.

MARK GASTON PEARCE,	CHAIRMAN
RICHARD F. GRIFFIN, JR.,	MEMBER
SHARON BLOCK,	MEMBER

¹ In denying the Union's petition to revoke subpoena duces tecum B-638170, we note that if the Union's custodian of records provides sworn testimony that the documents are not within the Union's possession, as defined in the subpoena's Definitions and Instructions at paragraphs 6 and 7, then the Union is not required to produce them.