

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
WASHINGTON D.C.

In a Matter Between:)	
	)	Cases 31-CA-029929
MARINA DEL REY HOSPITAL,	)	31-CA-029927
	)	31-CA-029930
Respondent,	)	31-CA-030027
	)	31-CA-030143
and	)	31-CA-030161
	)	31-CA-030191
CALIFORNIA NURSES ASSOCIATION,	)	31-CA-030200
	)	31-CA-030214
and	)	31-CA-065298
	)	31-CA-066063
SERVICE EMPLOYEES INTERNATIONAL	)	31-CA-066064
UNION, UNITED HEALTHCARE	)	31-CA-069336
WORKERS WEST,	)	31-CA-071809
	)	31-CA-077075
Charging Parties.)	
)	

**ANSWERING BRIEF BY CALIFORNIA NURSES ASSOCIATION TO EXCEPTIONS
BY RESPONDENT TO DECISION OF ADMINISTRATIVE LAW JUDGE**

CALIFORNIA NURSES ASSOCIATION
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The Charging Party, California Nurses Association (hereinafter "CNA" or "Union"), hereby joins and adopts as its own Counsel for the Acting General Counsel's Answering Brief to Respondent's Exceptions to the Decision of the Administrative Law Judge in the above-entitled matter pursuant to Section 102.46(d)(1) of the National Labor Relations Board's Rules and Regulations.

CNA filed one of the many charges presented in this case, 31-CA-29929. The relevant section of the Complaint alleged, and the ALJ so found, that the Respondent, Marina Del Rey Hospital ("Employer"), maintained a policy unlawfully restricting off-duty employee access and that its supervisor, Patricia Heasley, unlawfully enforced that policy against a Registered Nurse on August 20, 2010.

By joining Counsel for the Acting General Counsel's answering brief, the Union contends that the record evidence and applicable legal authority amply support the ALJ's conclusions that Marina violated Section 8(a)(1) by unlawfully maintaining and enforcing an off-duty access policy designed to interfere with employees' Section 7 rights. Therefore, CNA urges the Board to reject the Employer's exceptions.

DATED: April 12, 2013

Respectfully submitted,

CALIFORNIA NURSES ASSOCIATION (CNA)
LEGAL DEPARTMENT



Brendan White
Attorneys for Charging Party CNA

PROOF OF SERVICE

The undersigned hereby declares under penalty of perjury that I am a citizen of the United States, over the age of eighteen years, not a party to the within action and that my business address is 2000 Franklin Street, Oakland, California 94612.

On the date below, in addition to e-filing these papers with the NLRB, I served the following documents:

CROSS-EXCEPTIONS BY CALIFORNIA NURSES ASSOCIATION TO DECISION OF ADMINISTRATIVE LAW JUDGE

ANSWERING BRIEF BY CALIFORNIA NURSES ASSOCIATION TO EXCEPTIONS BY RESPONDENT TO DECISION OF ADMINISTRATIVE LAW JUDGE

via electronic mail as follows:

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on April 12, 2013, at Oakland, California.



Brendan White