

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

CERMAK FRESH MARKETS

and

Case 30-CA-105150

**MILWAUKEE WORKERS
ORGANIZING COMMITTEE**

ORDER¹

The Employer's petition to revoke subpoenas duces tecum B-712511 and B-712512 is denied.² The subpoenas seek information relevant to the matters 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 Employer 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., October 23, 2013.

MARK GASTON PEARCE,	CHAIRMAN
PHILIP A. MISCIMARRA,	MEMBER
KENT Y. HIROZAWA,	MEMBER

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

² To the extent that the Employer has provided some of the material requested by the subpoenas it is not required to produce that information again, provided that the Employer accurately describes which documents under subpoena it has already provided and provides all of the information that was subpoenaed.