

New York, NY

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

UNIVERSAL PROTECTION SERVICE

Employer

and

Case 02-RC-110498

FEDERAL CONTRACT GUARDS OF
AMERICA

Petitioner

DECISION AND CERTIFICATION OF REPRESENTATIVE

The National Labor Relations Board has considered objections to a mail-ballot election held between September 13 and September 27, 2013, and the Regional Director's report recommending disposition of them. The election was conducted pursuant to a Stipulated Election Agreement. The tally of ballots shows 38 ballots cast for and 13 ballots cast against the Petitioner, with 5 void ballots and 0 challenged ballots, an insufficient number to affect the results.

No exceptions have been filed to the Regional Director's report within the time provided. Accordingly, the Board adopts the Regional Director's findings and recommendations, and finds that a certification of representative should be issued.

CERTIFICATION OF REPRESENTATIVE

IT IS CERTIFIED that a majority of the valid ballots have been cast for Federal Contract Guards of America and that it is the exclusive collective-bargaining representative of the employees in the following appropriate unit:

All full-time and regular part time security officers and/or security guards performing Guard duties for the employer, Universal Protection Service as defined in Section 9(b)(3) of the NLRA, at the following locations: Alladin Shelter 17 W 45th St, NY, NY; ASPCA 424 E.92nd Street, NY, NY; Champs Sports 208 W 125th St, NY, NY; Ellington Shelter 610 W 111th St, NY, NY; Footaction 274 E Fordham Rd, Bronx, NY; Footlocker 268 W 125th St, NY, NY; Footlocker 2897 & 2912 Third Avenue, Bronx, NY; Footlocker 226 E Fordham Rd, Bronx, NY; Frant Hotel 211 W. 101st Street, New York, NY; House of Hoops 268 W 125th St, NY, NY; Juniors Supermarket 464 New Lots Ave, Brooklyn, NY; Kids Footlocker 2912 3rd Avenue, Bronx, NY; Manhattan School of Music 120 & 132 Claremont Ave, NY, NY; Harlem East Life Plan Methadone Clinic 2369 2nd Ave, NY, NY; Park View Hotel 55 Central Park N, NY, NY; Sky Hotel 106 West 83rd Street, NY, NY; Sky Hotel Annex 83rd Street, NY, NY; Tower Hotel / Shelter 211 West 14th Street, NY, NY; Western Beef 831 Rosedale Ave, Bronx, NY; Western Beef 1041 Prospect Ave, Bronx, NY; Western Beef 1564 Southern Blvd, NY, NY; Western Beef 301 Morris Ave, NY, NY; Western Beef 2050 Webster Avenue, Bronx, NY; 535 Eighth Avenue, LLC 535 8TH AVE, NY NY; 885 Flatbush Ave LLC 885 Flatbush Ave, Brooklyn, NY; David Ellis Real Estate, LP 31 Union Square, NY NY; Empire State Home Care Services 668 Bay Street, Staten Island NY; Kingsbridge Associates LLC (River Plaza) 94 W 225th Street, Bronx NY; Mt Sinai School Of Medicine 345 E 102nd Street, NY NY; North Shore Home Care 1200 South Ave, Suite 303, Staten Island NY; Positively 3rd Street I-IDFC 310 E 3rd Street, NY NY; Prospect Union Associates 645 Prospect Ave, Bronx NY; Footlocker - NY #08535 Brooklyn 1258 Fulton Street, Brooklyn, NY; NY #08550 Brooklyn 1565-1567 Flatbush Ave, Brooklyn NY; NY #08765 Brooklyn 1636 Pitkin Ave, Brooklyn NY; NY #57798 New York 165 E 125th Street, NY NY; Alan S Annex Hotel 2263 Adam Clayton Powell Blvd, NY NY; Alan S House 433 Lenox Ave, NY NY; Apollo Hotel 2027 7th Ave, NY NY; Washington Hotel 125th Street & 3rd Ave, NY NY; Fifth Avenue Synagogue 5 E 62nd Street, NY NY; Town & Village Synagogue 334 E 14th Street, NY NY; Western Beef- #02 44-44 College Point Blvd, Flushing NY; #42 425 Bay Street Staten Island, NY; #46 994 Myrtle Ava Juniors 994 Myrtle Ave, Brooklyn NY; #53 1089 Wyckoff Ave Juniors 1089 Wyckoff Ave, Ridgewood, NY; #54 814 Jamaica Ave Juniors 814 Jamaica Ave, Brooklyn NY, during the payroll period ending **August 15, 2013**, but excluding all administrative, clerical, professional, confidential, seasonal,

non-guard employees, supervisors and managerial personnel as defined in NLRA, and all guard employees employed by the Employer Universal Protection Service f/k/a Protection Plus Security at sites set forth in Exhibit 1 of the Regional Director's Report on Objections and Recommendations.

Dated, Washington, D.C., January 7, 2014.

By direction of the Board:

Farah Z. Qureshi

Associate Executive Secretary