

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 22**

SK USA SHIRTS, INC.

and

Case 22-CA-122319

LOCAL 947, UNITED SERVICE WORKERS
UNION, INTERNATIONAL UNION OF
JOURNEYMEN AND ALLIED TRADES

**MOTION TO TRANSFER CASE TO THE
BOARD AND FOR DEFAULT JUDGMENT**

Pursuant to Sections 102.24 and 102.50 of the Board's Rules and Regulations and Statements of Standard Procedure, Series 8, as amended, herein called the Rules, Counsel for the General Counsel, respectfully moves that the National Labor Relations Board, herein called the Board: (1) transfer above-referenced case and continue the proceedings before the Board; (2) deem the allegations in the Complaint issued on April 17, 2014, as admitted to be true without taking evidence supporting the allegations in the Complaint; and (3) grant Default Judgment and issue a Decision and Order herein on the basis of the following:

1. On February 10, 2014, Local 947, United Service Workers Union, International Union of Journeymen and Allied Trades, herein called the Union, filed the charge against SK USA Shirts, Inc., herein called Respondent, alleging violations of Section 8(a)(1) and (5) of the Act. The charge was served on Respondent by mail on February 11, 2014. Copies of this charge and an affidavit of service are attached as Exhibits 1 and 2, respectively.

2. On April 17, 2014, the Regional Director issued, by certified mail, return

receipt requested, a Complaint and Notice of Hearing, herein called the Complaint, alleging that Respondent has violated Section 8(a)(1) and (5) of the Act in Charge 22-CA-122319. A copy of the Complaint is attached as Exhibit 3, and an affidavit of service is attached as Exhibit 4.

3. On May 3, 2014, the United States Postal Service returned the Complaint to the Regional Office unclaimed, a copy of the returned receipt and envelope is attached as Exhibit 5.

4. The Complaint states, in pertinent part, that Respondent shall file an answer to the Complaint within fourteen days from the service thereof and that, absent such action, all of the allegations in the Complaint may be deemed to be true and shall be so found by the Board upon a Motion for Default Judgment. Respondent's answer was due on May 1, 2014.

5. On May 15, 2014, the Complaint was personally served upon Respondent's owner Yi Jae Cho, an affidavit of service is attached as Exhibit 6.

6. By a letter dated May 27, 2014, Respondent was advised by Eric Sposito, Counsel for the General Counsel, that Respondent had failed to file an answer to the Complaint, and that absent the filing of an answer to the Complaint by June 6, 2014, a Motion for Default Judgment would be filed. A copy of the Complaint was included with this letter. A copy of the May 27, 2014 letter to Respondent is attached as Exhibit 7. The May 27 letter was sent by regular mail to the Respondent's address in Garfield, New Jersey. The letter was translated to Korean and sent to Respondent along with the English language version, the Korean language version is attached as Exhibit 8.

7. By an Order dated January 7, 2014, the Acting Regional Director of Region 22 postponed the hearing in this case indefinitely. A copy of the Order Postponing

Hearing is attached as Exhibit 9 and an affidavit of its service is attached as Exhibit 10.

6. Respondent has not filed an answer to the Complaint within the time period required by Section 102.20 of the Board's Rules. Respondent has given no satisfactory reason for its failure to have done so. As of today, June XX, 2014, Respondent still has not filed an Answer to the Complaint, even though it is undisputed that Respondent has had knowledge of the Complaint and its obligation to file an Answer, since at least May 15, 2014. Respondent has provided no satisfactory reason for its failure to have filed an answer.

WHEREFORE, Counsel for the General Counsel respectfully requests, as provided in Sections 102.24 and 102.50 of the Rules, that the Board deem all matters alleged in the Complaint to be admitted as true, and that they be so found, and that a Decision and Order issue containing findings of fact, conclusions of law, and an appropriate remedy for the violations alleged in the Complaint.

Dated at Newark, New Jersey, this 13 day of August, 2014.

Respectfully submitted,

/s/ Eric B. Sposito
Counsel for the General Counsel
National Labor Relations Board
Region 22
20 Washington Place,
5th Floor
Newark, NJ 07102
(973) 645-6066
(973) 645-3852 – Fax
Eric.sposito@nlrb.gov

CERTIFICATE OF SERVICE

This is to certify that on August 13, 2014, copies of the General Counsel's Motion to Transfer Case to the Board and for Default Judgment was electronically filed with the Office of the Executive Secretary of the Board and served by certified mail.

ELECTRONICALLY FILED

Gary Shinnars, Acting Executive Secretary of the Board
Office of the Executive Secretary of the Board

BY CERTIFIED MAIL

Mr. Cho
SK USA Shirts
141 Lanza Ave.
Building 131
Garfield, New Jersey 07026-3538

BY CERTIFIED MAIL

Gloria Larrondo, President
Local 947, USWU, I.U.J.A.T.
3 Main Street
Kings Park, NY 11754-2711

/s/ Eric B. Sposito
Counsel for the General Counsel

INDEX OF EXHIBITS

- Exhibit 1 Charge filed February 10, 2014 in Case 22-CA-122319
- Exhibit 2 Charge Affidavit of Service dated February 11, 2014 in Case 22-CA-122319
- Exhibit 3 Complaint and Notice of Hearing dated April 17, 2014 in Case 22-CA-122319
- Exhibit 4 Complaint Affidavit of Service dated April 17, 2014 in Case 22-CA-122319
- Exhibit 5 United States Postal Service certified mailing receipt returning Complaint unclaimed
- Exhibit 6 Affidavit of Personal Service of Complaint dated May 16, 2014
- Exhibit 7 Letter to Respondent extending time to file answer to the Complaint in Case 22-CA-122319
- Exhibit 8 Korean translation of Letter to Respondent extending time to file answer to the Complaint in Case 22-CA-122319
- Exhibit 9 Order postponing hearing indefinitely dated May 30, 2014 in Case 22-CA-122319
- Exhibit 10 Order postponing hearing indefinitely Affidavit of service dated May 30, 2014, in Case 22-CA-122319

Exhibit 1

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE	
Case	Date Filed
22-CA-122319	FEB-10-2014

INSTRUCTIONS:

File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT

a. Name of Employer SK USA Shirts		b. Tel. No. 973-253-0544
d. Address (Street, city, state, and ZIP code) 141 Lanza Avenue Suite 31 Garfield, NJ 07026		c. Cell No.
e. Employer Representative Mr. Cho		f. Fax No.
i. Type of Establishment (factory, mine, wholesaler, etc.) Factory		g. e-Mail
j. Identify principal product or service Dry Cleaner		h. Number of workers employed 20

k. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (list subsections) (5) _____ of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.

2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)

On November 1, 2013, the above-named Employer, by its officers, agents, and representatives, failed and refused to comply with the clear wage increase provision of the Collective Bargaining Agreement.

3. Full name of party filing charge (if labor organization, give full name, including local name and number)
Local 947 USWU, IUJAT

4a. Address (Street and number, city, state, and ZIP code) 3 Main Street Kings Park, NY 11754		4b. Tel. No. 631-670-5660
		4c. Cell No.
		4d. Fax No. 631-670-5662
		4e. e-Mail

5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization) United Service workers Union, International Union of Journeymen and Allied Trades

6. DECLARATION

I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.

By  Jose Vega, Business Agent
(Signature of representative or person making charge) (Print type name and title or office, if any)

Tel. No.
Office, if any, Cell No.
Fax No.
e-Mail

Address Same as above 02.10.14
(date)

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 *et seq.* The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.

Exhibit 2

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

SK USA CLEANERS, INC.

Charged Party

and

LOCAL 947 USWU, I.U.J.A.T.

Charging Party

Case 22-CA-122319

AFFIDAVIT OF SERVICE OF CHARGE AGAINST EMPLOYER

I, the undersigned employee of the National Labor Relations Board, state under oath that on February 11, 2014, I served the above-entitled document(s) by post-paid regular mail upon the following persons, addressed to them at the following addresses:

CHO YI-JAC, OWNER
SK USA CLEANERS, INC.
141 LANZA AVE BLDG 31 W
GARFIELD, NJ 07026-3533

February 11, 2014

Date

Albert Santiago, Designated Agent of
NLRB

Name

Albert Santiago

Signature

Exhibit 3

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 22**

SK USA SHIRTS, INC.

and

Case 22-CA-122319

**LOCAL 947, UNITED SERVICE WORKERS
UNION, INTERNATIONAL UNION OF
JOURNEYMEN AND ALLIED TRADES**

COMPLAINT AND NOTICE OF HEARING

This Complaint and Notice of Hearing is based on a charge filed by Local 947, United Service Workers Union, International Union of Journeymen and Allied Trades (the Union). It is issued pursuant to Section 10(b) of the National Labor Relations Act, 29 U.S.C. § 151 et seq. (the Act), and Section 102.15 of the Rules and Regulations of the National Labor Relations Board (the Board) and alleges SK USA Shirts, Inc., (Respondent) has violated the Act as described below:

1. The charge in this proceeding was filed by the Union on February 10, 2014, and a copy was served by regular mail on Respondent on February 11, 2014.
2. At all material times Respondent has been a corporation with an office and place of business in Garfield, New Jersey (Respondent's facility), and has been engaged in the operation of a commercial laundry.

3. During the preceding twelve months Respondent, in conducting its business operations described above in paragraph 2, purchased and received at its Garfield, New Jersey facility, goods valued in excess of \$50,000 directly from points outside the State of New Jersey.

4. At all material times, Respondent has been an employer engaged in commerce within the meaning of Section 2(2), (6), and (7) of the Act.

5. At all material times, the Union has been a labor organization within the meaning of Section 2(5) of the Act.

6. The following employees of Respondent (the Unit) constitute a unit appropriate for the purposes of collective bargaining within the meaning of Section 9(b) of the Act:

All production and maintenance employees employed by the Employer at its Garfield, New Jersey facility, except watchmen, guards and supervisors as defined in the National Labor Relations Act.

7. Since about 2005 and at all material times, Respondent has recognized the Union as exclusive collective-bargaining representative of the Unit. This recognition has been embodied in a collective bargaining agreement, which is effective from June 1, 2013 to May 31, 2016 (the Agreement).

8. At all times since about 2005, based on Section 9(a) of the Act, the Union has been the exclusive collective-bargaining representative of the Unit.

9. Since about November 1, 2013, Respondent failed to implement a wage increase of twenty-five cents (\$.25) per hour for all unit employees as required by Article XVIII of the Agreement described above in paragraph 7.

10. The subject set forth above in paragraph 9 relates to wages, hours and other terms and conditions of employment of the Unit and is a mandatory subject for the purpose of collective bargaining.

11. Respondent engaged in the conduct described above in paragraph 9 without the Union's consent.

12. By the conduct described above in paragraphs 9 and 11, Respondent has been failing and refusing to bargain collectively and in good faith with the exclusive collective-bargaining representative of its employees within the meaning of Section 8(d) of the Act, in violation of Section 8(a)(1) and (5) of the Act.

13. The unfair labor practices of Respondent described above affect commerce within the meaning of Section 2(6) and (7) of the Act.

ANSWER REQUIREMENT

Respondent is notified that, pursuant to Sections 102.20 and 102.21 of the Board's Rules and Regulations, it must file an answer to the complaint. The answer must be received by this office on or before May 1, 2014, or postmarked on or before April 30, 2014. Respondent should file an original and four copies of the answer with this office and serve a copy of the answer on each of the other parties.

An answer may also be filed electronically through the Agency's website. To file electronically, go to www.nlr.gov, click on **File Case Documents**, enter the NLRB Case Number, and follow the detailed instructions. The responsibility for the receipt and usability of the answer rests exclusively upon the sender. Unless notification on the Agency's website informs users that the Agency's E-Filing system is officially determined to be in technical failure because it is unable to receive documents for a

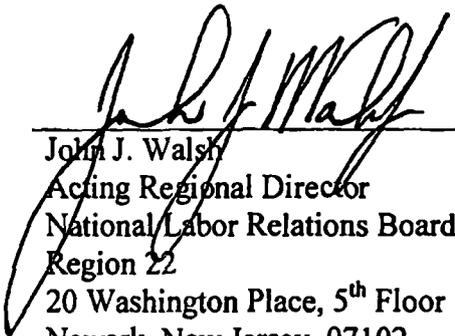
continuous period of more than 2 hours after 12:00 noon (Eastern Time) on the due date for filing, a failure to timely file the answer will not be excused on the basis that the transmission could not be accomplished because the Agency's website was off-line or unavailable for some other reason. The Board's Rules and Regulations require that an answer be signed by counsel or non-attorney representative for represented parties or by the party if not represented. See Section 102.21. If the answer being filed electronically is a pdf document containing the required signature, no paper copies of the answer need to be transmitted to the Regional Office. However, if the electronic version of an answer to a complaint is not a pdf file containing the required signature, then the E-filing rules require that such answer containing the required signature continue to be submitted to the Regional Office by traditional means within three (3) business days after the date of electronic filing. Service of the answer on each of the other parties must still be accomplished by means allowed under the Board's Rules and Regulations. The answer may not be filed by facsimile transmission. If no answer is filed, or if an answer is filed untimely, the Board may find, pursuant to a Motion for Default Judgment, that the allegations in the complaint are true.

NOTICE OF HEARING

PLEASE TAKE NOTICE THAT on the 3rd day of June, 2014 at 9:30 a.m. at 20 Washington Place, 5th Floor, Newark, New Jersey 07102 and on consecutive days thereafter until concluded, a hearing will be conducted before an administrative law judge of the National Labor Relations Board. At the hearing, Respondent and any other party to this proceeding have the right to appear and present testimony regarding the allegations in this complaint. The procedures to be followed at the hearing are described

in the attached Form NLRB-4668. The procedure to request a postponement of the hearing is described in the attached Form NLRB-4338.

Dated at Newark, New Jersey, this 17th day of April, 2014.



John J. Walsh
Acting Regional Director
National Labor Relations Board
Region 22
20 Washington Place, 5th Floor
Newark, New Jersey 07102

Attachments

UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
NOTICE

Case 22-CA-122319

The issuance of the notice of formal hearing in this case does not mean that the matter cannot be disposed of by agreement of the parties. On the contrary, it is the policy of this office to encourage voluntary adjustments. The examiner or attorney assigned to the case will be pleased to receive and to act promptly upon your suggestions or comments to this end.

An agreement between the parties, approved by the Regional Director, would serve to cancel the hearing. However, unless otherwise specifically ordered, the hearing will be held at the date, hour, and place indicated. Postponements *will not be granted* unless good and sufficient grounds are shown *and* the following requirements are met:

- (1) The request must be in writing. An original and two copies must be filed with the Regional Director when appropriate under 29 CFR 102.16(a) or with the Division of Judges when appropriate under 29 CFR 102.16(b).
- (2) Grounds must be set forth in *detail*;
- (3) Alternative dates for any rescheduled hearing must be given;
- (4) The positions of all other parties must be ascertained in advance by the requesting party and set forth in the request; and
- (5) Copies must be simultaneously served on all other parties (listed below), and that fact must be noted on the request.

Except under the most extreme conditions, no request for postponement will be granted during the three days immediately preceding the date of hearing.

CHO YI-JAC , OWNER
SK USA CLEANERS, INC.
141 LANZA AVE BLDG 31 W
GARFIELD, NJ 07026-3533

JOSE VEGA , BUSINESS AGENT
LOCAL 947 USWU, I.U.J.A.T.
3 MAIN ST
KINGS PARK, NY 11754-2711

**SUMMARY OF STANDARD PROCEDURES IN FORMAL HEARINGS HELD
BEFORE THE NATIONAL LABOR RELATIONS BOARD
IN UNFAIR LABOR PRACTICE PROCEEDINGS PURSUANT TO
SECTION 10 OF THE NATIONAL LABOR RELATIONS ACT**

The hearing will be conducted by an administrative law judge of the National Labor Relations Board who will preside at the hearing as an independent, impartial finder of the facts and applicable law whose decision in due time will be served on the parties. The offices of the administrative law judges are located in Washington, DC; San Francisco, California; New York, N.Y.; and Atlanta, Georgia.

At the date, hour, and place for which the hearing is set, the administrative law judge, upon the joint request of the parties, will conduct a "prehearing" conference, prior to or shortly after the opening of the hearing, to ensure that the issues are sharp and clearcut; or the administrative law judge may independently conduct such a conference. The administrative law judge will preside at such conference, but may, if the occasion arises, permit the parties to engage in private discussions. The conference will not necessarily be recorded, but it may well be that the labors of the conference will be evinced in the ultimate record, for example, in the form of statements of position, stipulations, and concessions. Except under unusual circumstances, the administrative law judge conducting the prehearing conference will be the one who will conduct the hearing; and it is expected that the formal hearing will commence or be resumed immediately upon completion of the prehearing conference. No prejudice will result to any party unwilling to participate in or make stipulations or concessions during any prehearing conference.

(This is not to be construed as preventing the parties from meeting earlier for similar purposes. To the contrary, the parties are encouraged to meet prior to the time set for hearing in an effort to narrow the issues.)

Parties may be represented by an attorney or other representative and present evidence relevant to the issues. All parties appearing before this hearing who have or whose witnesses have handicaps falling within the provisions of Section 504 of the Rehabilitation Act of 1973, as amended, and 29 C.F.R. 100.603, and who in order to participate in this hearing need appropriate auxiliary aids, as defined in 29 C.F.R. 100.603, should notify the Regional Director as soon as possible and request the necessary assistance.

An official reporter will make the only official transcript of the proceedings, and all citations in briefs and arguments must refer to the official record. The Board will not certify any transcript other than the official transcript for use in any court litigation. Proposed corrections of the transcript should be submitted, either by way of stipulation or motion, to the administrative law judge for approval.

All matter that is spoken in the hearing room while the hearing is in session will be recorded by the official reporter unless the administrative law judge specifically directs off-the-record discussion. In the event that any party wishes to make off-the-record statements, a request to go off the record should be directed to the administrative law judge and not to the official reporter.

Statements of reasons in support of motions and objections should be specific and concise. The administrative law judge will allow an automatic exception to all adverse rulings and, upon appropriate order, an objection and exception will be permitted to stand to an entire line of questioning.

All exhibits offered in evidence shall be in duplicate. Copies of exhibits should be supplied to the administrative law judge and other parties at the time the exhibits are offered in evidence. If a copy of any exhibit is not available at the time the original is received, it will be the responsibility of the party offering such exhibit to submit the copy to the administrative law judge before the close of hearing. In the event such copy is not submitted, and the filing has not been waived by the administrative law judge, any ruling receiving the exhibit may be rescinded and the exhibit rejected.

Any party shall be entitled, on request, to a reasonable period of time at the close of the hearing for oral argument, which shall be included in the transcript of the hearing. In the absence of a request, the administrative law judge may ask for oral argument if, at the close of the hearing, it is believed that such argument would be beneficial to the understanding of the contentions of the parties and the factual issues involved.

(OVER)

In the discretion of the administrative law judge, any party may, on request made before the close of the hearing, file a brief or proposed findings and conclusions, or both, with the administrative law judge who will fix the time for such filing. Any such filing submitted shall be double-spaced on 8 1/2 by 11 inch paper.

Attention of the parties is called to the following requirements laid down in Section 102.42 of the Board's Rules and Regulations, with respect to the procedure to be followed before the proceeding is transferred to the Board: No request for an extension of time within which to submit briefs or proposed findings to the administrative law judge will be considered unless received by the Chief Administrative Law Judge in Washington, DC (or, in cases under the branch offices in San Francisco, California; New York, New York; and Atlanta, Georgia, the Associate Chief Administrative Law Judge) at least 3 days prior to the expiration of time fixed for the submission of such documents. Notice of request for such extension of time must be served simultaneously on all other parties, and proof of such service furnished to the Chief Administrative Law Judge or the Associate Chief Administrative Law Judge, as the case may be. A quicker response is assured if the moving party secures the positions of the other parties and includes such in the request. All briefs or proposed findings filed with the administrative law judge must be submitted in triplicate, and may be printed or otherwise legibly duplicated with service on the other parties.

In due course the administrative law judge will prepare and file with the Board a decision in this proceeding, and will cause a copy thereof to be served on each of the parties. Upon filing of this decision, the Board will enter an order transferring this case to itself, and will serve copies of that order, setting forth the date of such transfer, on all parties. At that point, the administrative law judge's official connection with the case will cease.

The procedure to be followed before the Board from that point forward, with respect to the filing of exceptions to the administrative law judge's decision, the submission of supporting briefs, requests for oral argument before the Board, and related matters, is set forth in the Board's Rules and Regulations, particularly in Section 102.46 and following sections. A summary of the more pertinent of these provisions will be served on the parties together with the order transferring the case to the Board.

Adjustments or settlements consistent with the policies of the National Labor Relations Act reduce government expenditures and promote amity in labor relations. If adjustment appears possible, the administrative law judge may suggest discussions between the parties or, on request, will afford reasonable opportunity during the hearing for such discussions.

Exhibit 4

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 22**

SK USA SHIRTS, INC.

and

Case 22-CA-122319

LOCAL 947 USWU, I.U.J.A.T.

AFFIDAVIT OF SERVICE OF: Complaint and Notice of Hearing (with forms NLRB-4338 and NLRB-4668 attached)

I, the undersigned employee of the National Labor Relations Board, being duly sworn, say that on **April 17, 2014**, I served the above-entitled document(s) by **certified or regular mail**, as noted below, upon the following persons, addressed to them at the following addresses:

CERTIFIED MAIL

**CHO YI-JAC , OWNER
SK USA CLEANERS, INC.
141 LANZA AVE BLDG 31 W
GARFIELD, NJ 07026-3533**

**JOSE VEGA , BUSINESS AGENT
LOCAL 947 USWU, I.U.J.A.T.
3 MAIN ST
KINGS PARK, NY 11754-2711**

April 17, 2014

Date

**Raquel Wilkinson, Designated Agent of
NLRB**

Name

/s/ Raquel Wilkinson

Signature

Exhibit 5

BC: 0710231599 *1030-00977-17-45

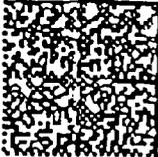
UNABLE TO FORWARD
UNCLAIMED
RETURN TO SENDER

CHO YI-JAC, OWNER
SK USA CLEANERS, INC.
141 LANZA
GARFIELD
NIXIE
075 DE 1009
0005/07/14

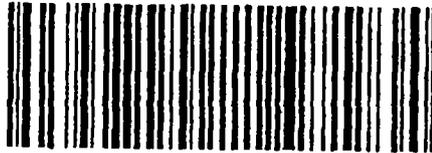


APR 20 2014

MAILED FROM ZIP CODE 07102
02 1R
0002010642
APR 17 2014
\$ 06.690
UNITED STATES POSTAGE
FIRST CLASS PERMIT NO. 1000 GARFIELD NJ



7013 1090 0002 1913 5350



5/3

MENT
IONS BOARD
:1001



is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

7013 1090 0002 1913 5350

3. Article number

Choyi-Jac, OWNER
SK USA Cleaners, Inc.
141 Lanza Ave, Bldg. 31W
Garfield, NJ 07026-3533

I also wish to receive the following services (for an extra fee):

- Addressee's Address
 - Restricted Delivery
- Consult postmaster for fee.

4b. Service Type

- Registered Certified
- Express Mail Insured
- Return Receipt for Merchandise COD

7. Date of Delivery

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X

Thank you for using Return Receipt Service.

Exhibit 6



LOCAL 947, ET AL

vs.

SK USA SHIRTS, INC.

Plaintiff

Defendant

Superior Court Of New Jersey

NTL. LABOR RELAT. BRD. Venue

Docket Number: 22 CA 122319

Person to be served (Name and Address):

SK USA SHIRTS, INC.
141 LANZA AVENUE BUILDING 31W
GARFIELD NJ 07026

By serving: SK USA SHIRTS, INC.

Attorney: JOHN J. WALSH, ESQ.

AFFIDAVIT OF SERVICE

(For Use by Private Service)

Cost of Service pursuant to R. 4:4-3(c)

\$ _____

Papers Served: COMPLAINT AND NOTICE OF HEARING, SUMMARY OF STANDARD PROCEDURES IN FORMAL HEARINGS HELD BEFORE THE NATIONAL LABOR RELATIONS BOARD, NOTICE.

Service Data: Served Successfully Not Served

Date/Time: 05/15/2014 03:56PM

Delivered a copy to him/her personally

Left a copy with a competent household member over 14 years of age residing therein (indicate name & relationship at right)

Left a copy with a person authorized to accept service, e.g. managing agent, registered agent, etc. (indicate name & official title at right)

Attempts: Date/Time: _____
Date/Time: _____
Date/Time: _____

Name of Person Served and relationship/title:

YI CHO
owner

Description of Person Accepting Service:

SEX: M AGE: 51-65 HEIGHT: 5'4"-5'8" WEIGHT: 131-160 LBS. SKIN: YELLOW HAIR: SALTPEP OTHER: GLASSES

Unserved:

- Defendant is unknown at the address furnished by the attorney
- All reasonable inquiries suggest defendant moved to an undetermined address
- No such street in municipality
- Defendant is evading service
- No response on: Date/Time: _____
Date/Time: _____
Date/Time: _____

Other:

Served Data:

Subscribed and Sworn to me this

16 day of May, 2014
Notary Signature: [Signature]
JACKELINE GONZALEZ
NOTARY PUBLIC OF NEW JERSEY
Name of Notary
My Commission Expires DEC 15, 2015 Commission Expiration

I, JOHN CAPOZZI,

was at the time of service a competent adult, over the age of 18 and not having a direct interest in the litigation, I declare under penalty of perjury that the foregoing is true and correct.

JB

[Signature] 05/16/14
Signature of Process Server Date

Exhibit 7



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 22
20 WASHINGTON PL
FL 5
NEWARK, NJ 07102-3127

Agency Website: www.nlr.gov
Telephone: (973)645-6066
Fax: (973)645-3852

5/27/2014

Yi-Jae Cho
SK USA Shirts, Inc.
141 Lanza Ave., Building 31W
Garfield, New Jersey 07026

Re: SK USA Shirts, Inc.
Case 22-CA-122319

Dear Mr. Cho,

A Complaint and Notice of Hearing in the above-captioned matter was issued on April 17, 2014. The Complaint was sent to you via certified mail on April 17, 2014. The certified mailing was returned to the Regional Offices unclaimed on May 7, 2014. The Complaint and Notice of hearing referenced above was served upon your person on May 15, 2014. To date, no Answer to the Complaint has been received by this office.

This letter is sent to advise you that the June 3, 2014 Hearing date has been postponed and the time to file an Answer has been extended until June 6, 2014. If an Answer is not received by the close of business on that date, a Motion for Default Judgment will be filed.

Please feel free to call me at (973) 645-6066 if you have any questions in this matter.

Thank you,

Eric B. Sposito
Field Attorney
National Labor Relations Board
Region 22
20 Washington Place, 5th Floor
Newark, New Jersey 07102
Eric.sposito@nlrg.gov

Korean translation attached

Exhibit 8

미국 전국 노동 관계 위원회

22 구역
20 WASHINGTON PL
FL 5
NEWARK, NJ 07102-3127

단체 홈페이지: www.nlrb.gov
전화: (973)645-6066
팩스: (973)645-3852

2014 년 5 월 27 일

Yi-Jae Cho

SK USA Shirts, Inc.

141 Lanza Ave., Building 31W

Garfield, New Jersey 07026

Re: SK USA Shirts, Inc.

케이스 22-CA-122319

Mr. Cho 귀하,

위에 명시된 케이스에 관한 항의서와 청문회 통지서가 2014 년 4 월 17 일 발행되었습니다. 항의서는 2014 년 4 월 17 일 배달 증명 우편을 통해 발송되었습니다. 배달 증명 우편은 2014 년 5 월 7 일 지역 사무소에 수취되지 않은 채 반환되었습니다. 위에 언급된 항의서와 청문회 통지서는 2014 년 5 월 15 일 송달되었습니다. 현재까지, 항의서에 대한 어떠한 답변도 사무실에 접수되지 않았습니다.

이 편지는 2014 년 6 월 3 일 청문회가 연기되었으며, 항의서의 대한 답변을 접수할 수 있는 시간이 2014 년 6 월 6 일까지 연장되었음을 알리기 위해 발송되었습니다. 항의서에 대한 답변이 해당 날짜 업무 종료까지 수신되지 않으면, 결석 재판이 신청될 것입니다.

이 사항에 대해 질문이 있는 경우 (973) 645-6066 으로 전화하여 주시기 바랍니다.

감사합니다,

Eric B. Sposito

지역 변호사

미국 전국 노동 관계 위원회

22 구역

20 Washington Place, 5th Floor

Newark, New Jersey 07102

Eric.sposito@nlrg.gov

Exhibit 9

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 22**

SK USA SHIRTS, INC.

and

Case 22-CA-122319

**LOCAL 947, UNITED SERVICE WORKERS
UNION, INTERNATIONAL UNION OF
JOURNEYMEN AND ALLIED TRADES**

ORDER POSTPONING HEARING INDEFINITELY

IT IS ORDERED that the hearing in the above matter set for the 3rd day of June, 2014 is hereby postponed indefinitely.

Dated: May 30, 2014

/s/ Richard Fox

**RICHARD FOX
ACTING REGIONAL DIRECTOR
NATIONAL LABOR RELATIONS BOARD
REGION 22
20 WASHINGTON PL
FL 5
NEWARK, NJ 07102-3127**

Exhibit 10

