



United States Government

NATIONAL LABOR RELATIONS BOARD

OFFICE OF THE GENERAL COUNSEL

Washington, D.C. 20570

February 23, 2015

Patricia S. Connor, Esquire
Clerk, United States Court of Appeals
for the Fourth Circuit
Lewis F. Powell, Jr. U.S. Courthouse Annex
1100 East Main Street, Suite 501
Richmond, VA 23219

Re: NLRB v. Pessoa Construction Company
Board Case Nos. 05-CA-034547, 05-CA-
034761, and 05-CA-035083

Dear Mrs. Connor:

I am enclosing an original and three copies of the National Labor Relations Board's application for enforcement of its supplemental order in this case. Within 40 days of the Court's docketing of this application, I will file the agency record and a certified list of its contents.

Please serve a copy of this application on the Respondent, Pessoa Construction Company, whose address appears on the service list. I have served a copy of the application on each party admitted to participate in the Board proceedings, and their names and addresses also appear on the service list.

I am counsel of record for the Board, and all correspondence should be addressed to me. I would appreciate your furnishing the Board's Regional Director, whose name and address also appear on the service list, with a copy of

any correspondence the Court sends to counsel in this case. The Board attorneys directly responsible for this case are Robert Englehart (202) 273-2978 and David Seid (202) 273-2941.

Very truly yours,

A handwritten signature in black ink that reads "Linda Dreeben" followed by a stylized flourish or initials.

Linda Dreeben

Deputy Associate General Counsel

NATIONAL LABOR RELATIONS BOARD

1099 14th Street, N.W.

Washington, D.C. 20570

(202) 273-2960

Encls.

SERVICE LIST

NLRB v. Pessoa Construction Company
Board Case Nos. 05-CA-034547, 05-CA-034761, and 05-CA-035083

Michael Avakian, Esquire Wimberly, Lawson & Avakian 1200 G Street, N.W., Suite 800 Washington, DC 20005-6705	Respondent's Counsel
Pessoa Construction Company Attn: Julio Pessoa, Owner 1500 Marblewood Avenue Capitol Heights, MD 20743-1237	Respondent
Michael Barrett, Esquire Laborers International Union North America (LIUNA) 905 16 th Street, N.W. Washington, DC 20006-1703	Charging Party's Counsel
Laborers International Union North America (LIUNA) 905 16 th Street, N.W. Washington, DC 20006-1703	Charging Party
William Membrino 403 Quarry Place Capitol Heights, MD 20743-3336	Involved Party
Charles L. Posner NLRB-Region 5 Bank of America Center – Tower II 100 South Charles Street, Suite 600 Baltimore, MD 21201-2700	Regional Director

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

NATIONAL LABOR RELATIONS)
BOARD)
) Petitioner)
))
) v.)
))
PESSOA CONSTRUCTION)
COMPANY)
) Respondent)

APPLICATION FOR ENFORCEMENT
OF AN SUPPLEMENTAL ORDER OF THE
NATIONAL LABOR RELATIONS BOARD

The National Labor Relations Board hereby applies to the Court for enforcement of its Supplemental Order issued against Pessoa Construction Company on December 15, 2014, in Board Case Nos. 05-CA-034547, 05-CA-034761, and 05-CA-035083, reported at 361 NLRB No. 138. The Board seeks enforcement of its Order in full.

The Court has jurisdiction over this application pursuant to Section 10(e) of the National Labor Relations Act, as amended (29 U.S.C. § 151, 160(e)). Venue is proper in this Circuit because the unfair labor practice occurred in Fairmont Heights, Maryland.

/s/Linda Dreeben
Linda Dreeben
Deputy Associate General Counsel
NATIONAL LABOR RELATIONS BOARD
1099 14th Street, N.W.
Washington, D.C. 20570
(202) 273-2960

Dated at Washington, D.C.
this 23rd day of February 2015

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

NATIONAL LABOR RELATIONS)
BOARD)
) Petitioner)
))
) v.)
))
PESSOA CONSTRUCTION)
COMPANY)
) Respondent)

CERTIFICATE OF SERVICE

I hereby certify that on February 23, 2015, I electronically filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the Fourth Circuit by using the CM/ECF system. I certify that the foregoing document will be served via the CM/ECF system on the following counsel, who is a registered CM/ECF user.

Michael Avakian, Esquire
Wimberly, Lawson & Avakian
1200 G Street, N.W., Suite 800
Washington, DC 20005-6705

/s/Linda Dreeben
Linda Dreeben
Deputy Associate General Counsel
NATIONAL LABOR RELATIONS BOARD
1099 14th Street, N.W.
Washington, D.C. 20570

Dated at Washington, D.C.
this 23rd day of February 2015