

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

LONGWOOD SECURITY SERVICES, INC.

Employer

and

UNITED GOVERNMENT SECURITY  
OFFICERS OF AMERICA  
INTERNATIONAL UNION AND ITS  
LOCAL 365

Petitioner

Case No.: 01-RC-145376

**MOTION TO TAKE JUDICIAL NOTICE OF A BOARD DOCUMENT IN THIS CASE  
OR IN THE ALTERNATIVE TO SUPPLEMENT THE RECORD**

Longwood Security Services, Inc. (“Longwood” or “Employer”), moves the Board to Take Judicial Notice of a Board Document in this Case or in the Alternative to Supplement the Record as follows:

On June 24, 2015, the Employer filed its Exceptions and Brief in Support of Exceptions in connection with this matter. Appended to this Motion is the Stipulated Election Agreement approved by Jonathan B. Kreisberg, Regional Director Region 1, on February 13, 2015.

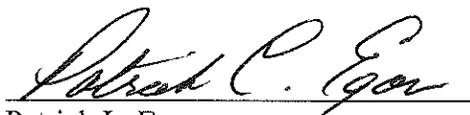
This document is the Board’s own document, and therefore, the Board can and should take judicial notice of it.

For this reason, the Employer respectfully requests this motion be allowed.

Respectfully submitted,

LONGWOOD SECURITY SERVICES, INC.

By their attorneys,

A handwritten signature in cursive script, reading "Patrick L. Egan", is written over a horizontal line.

Patrick L. Egan  
JACKSON LEWIS P.C.  
75 Park Plaza, 4<sup>th</sup> Floor  
Boston, MA 02116  
(617) 367-0025

Dated: June 24, 2015

**CERTIFICATE OF SERVICE**

I hereby certify that on June 24, 2015, I caused the foregoing *Motion to Take Judicial Notice of Board Document in this Case or in the Alternative to Supplement the Record* to be served electronically upon the following individuals:

Robert B. Kapitan  
United Government Security Officers of America  
International Union and Its Local 365  
8670 Wolff Ct., Suite 210  
Westminster, CO 80031  
rkapitan@ugsoa.com

James Natale  
East Coast Director  
United Government Security Officers of America  
International Union and Its Local 365  
8670 Wolff Ct., Suite 210  
Westminster, CO 80031  
jnatale@ugsoa.com

Jonathan B. Kreisberg  
Regional Director  
National Labor Relations Board  
Region One  
Thomas P. O'Neill, Jr. Federal Building  
Boston, MA 02222-1072  
Jonathan.Kreisberg@nlrb.gov

  
Patrick L. Egan



Those eligible to vote in the election are employees in the above unit who were employed during the **payroll period ending February 7, 2015**, including employees who did not work during that period because they were ill, on vacation, or were temporarily laid off.

Employees engaged in any economic strike, who have retained their status as strikers and who have not been permanently replaced are also eligible to vote. In addition, employees engaged in an economic strike which commenced less than 12 months before the election date, who have retained their status as strikers but who have been permanently replaced, as well as their replacements are eligible to vote. Employees who are otherwise eligible but who are in the military services of the United States may vote if they appear in person at the polls.

Ineligible to vote are (1) employees who have quit or been discharged for cause after the designated payroll period for eligibility, (2) employees engaged in a strike who have been discharged for cause since the commencement thereof and who have not been rehired or reinstated before the election date, and (3) employees engaged in an economic strike which began more than 12 months before the election date who have been permanently replaced.

**6. ELECTION ELIGIBILITY LIST.** Within seven (7) days after the Regional Director has approved this Agreement, the Employer shall provide to the Regional Director an election eligibility list containing the full names and addresses of all eligible voters. *Excelsior Underwear, Inc.*, 156 NLRB 1236 (1966); *North Macon Health Care Facility*, 315 NLRB 359 (1994).

**7. THE BALLOT.** The Regional Director, in his or her discretion, will decide the language(s) to be used on the election ballot. All parties should notify the Region as soon as possible of any voters or potential voters who only read a language other than English.

The question on the ballot will be "Do you wish to be represented for purposes of collective bargaining by UNITED GOVERNMENT SECURITY OFFICERS OF AMERICA INTERNATIONAL UNION AND ITS LOCAL 365? The choices on the ballot will be "Yes" or "No".

**8. NOTICE OF ELECTION.** The Regional Director, in his or her discretion, will decide the language(s) to be used on the Notice of Election. The Employer will post copies of the Notice of Election in conspicuous places and usual posting places easily accessible to the voters at least three (3) full working days prior to 12:01 a.m. of the day of the election. As soon as the election arrangements are finalized, the Employer will be informed when the Notices must be posted in order to comply with the posting requirement. Failure to post the Election Notices as required shall be grounds for setting aside the election whenever proper and timely objections are filed.

**9. ACCOMMODATIONS REQUIRED.** All parties should notify the Region as soon as possible of any voters, potential voters, or other participants in this election who have handicaps falling within the provisions of Section 504 of the Rehabilitation Act of 1973, as amended, and 29 C.F.R. 100.503, and who in order to participate in the election need appropriate auxiliary aids, as defined in 29 C.F.R. 100.503, and request the necessary assistance.

**10. OBSERVERS.** Each party may station an equal number of authorized, nonsupervisory-employee observers at the polling places to assist in the election, to challenge the eligibility of voters, and to verify the tally.

**11. TALLY OF BALLOTS.** Upon conclusion of the election, the ballots will be counted and a tally of ballots prepared and immediately made available to the parties.

