

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

**BUILDING OPPORTUNITIES FOR  
SELF-SUFFICIENCY**

and

**Case 32-CA-158844**

**CALIFORNIA PROFESSIONAL EMPLOYEES,  
LOCAL UNION #2345, DISTRICT COUNCIL #36,  
IUPAT, AFL-CIO**

**ORDER<sup>1</sup>**

The Employer's petition to revoke subpoena duces tecum B-1-P5L5OL is denied. The subpoena seeks information relevant to the matters under investigation and describes 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 subpoena. 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).<sup>2</sup>

Dated, Washington, D.C., February 12, 2016

MARK GASTON PEARCE,	CHAIRMAN
PHILIP A. MISCIMARRA,	MEMBER
LAUREN McFERRAN,	MEMBER

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

<sup>2</sup> To the extent that the Employer has provided some of the requested material, it is not required to produce that information again, provided that the Employer accurately describes which documents under subpoena it has already provided, establishes when the documents were created, states whether those previously-supplied documents constitute all of the requested documents, and provides all of the information that was subpoenaed.