

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

CHARTER COMMUNICATIONS, LLC

and

Cases 07-CA-140170

JONATHAN FRENCH

and

07-CA-145726

RAYMOND SCHOOF

and

07-CA-147521

JAMES DEBEAU

ORDER¹

Respondent Charter Communications, LLC's request for special permission to appeal the ruling of Administrative Law Judge Arthur Amchan with respect to his issuance of a protective order is granted. On the merits, the appeal is denied.² The Respondent has failed to demonstrate that the judge abused his discretion in denying

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

² In denying the Respondent's appeal, we note that subpoena paragraph 12, as modified by the General Counsel at the hearing, requests all documents showing/containing all warnings, disciplines, notices of suspensions, notations of counseling, and notices of discharge issued to Respondent's employees in its Michigan field operations since January 1, 2013, for specified infractions. Contrary to the Respondent's interpretation of this request, we do not read paragraph 12 as seeking documents naming other employees who may have participated in the Respondent's investigations which resulted in such actions. We further note that the General Counsel's opposition brief does not indicate otherwise.

In addition, we observe that, at the hearing, the judge indicated on the record that he "would" issue a protective order. Tr. vol. 3, p. 464. Accordingly, we anticipate that the judge will issue the protective order as a separate written document for clarity and ease of reference.

the Respondent's request for a more extensive protective order than the one granted by the judge.

Dated, Washington, D.C., May 27, 2016.

MARK GASTON PEARCE, CHAIRMAN

PHILIP A. MISCIMARRA, MEMBER

KENT Y. HIROZAWA, MEMBER