

OFFICE OF THE GENERAL COUNSEL
Division of Operations-Management

MEMORANDUM OM 16-28 (NxGen)

DATE: September 20, 2016

To: All Regional Directors, Officers-in-Charge,
and Resident Officers

From: Anne Purcell, Associate General Counsel

Subject: NxGen September Release (10.6)

NxGen 10.6 will be deployed during the weekend of September 16th. Enhancements to NxGen, many of which are in response to suggestions provided by the field users, in this release will include:

- New 10(j) check boxes on Investigation Action to indicate Region's Decision on 10(j)

The screenshot shows the 'Actions' form in NxGen. At the top, there are tabs: Menu, New, Query, Submit To JCMS, Participant List, and New Subsequent Action. The form contains several fields: Case No. (05-CA-036356), Status (Complete), IA Category (dropdown), Case Name (The Whitestone Group), Action Determination (No Merit), Expedited (checkbox), Action Name (Investigation), Action Disposition (dropdown), Expedited Reason (dropdown), Action Type (Initial C), Action Disposition Date (2/24/2011), and Due Date (calendar icon). At the bottom, there are three checkboxes: 'Potential 10(j):', 'Region Recommends Pursuing 10(j):', and 'RD Decides No 10(j):'. Red arrows point to each of these checkboxes.

- Works in conjunction with the new 10(j) tab (see below)
- Checking the box will check the same box on the 10(j) tab
- Unchecking the box will uncheck the same box on the 10(j) tab

- New 10(j) Tab

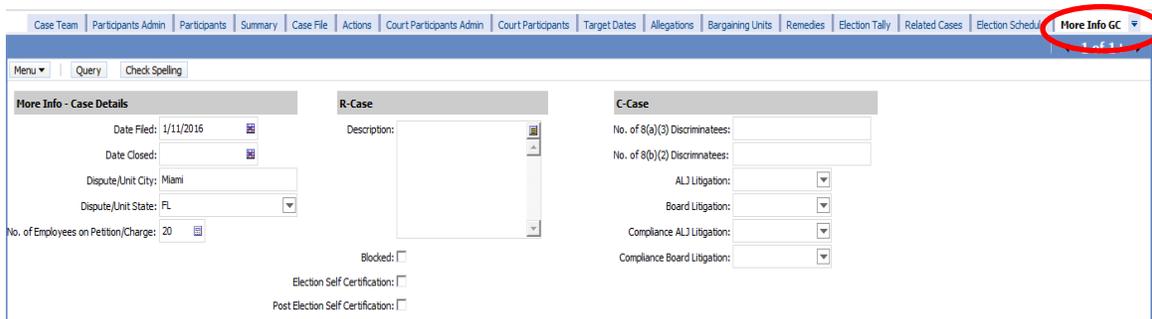
- Contains information to automatically complete the 10(j) Organizing Campaign Summary Report
- Visible to GC Side only

The screenshot shows the NxGen navigation bar with tabs: Case Team, Participants Admin, Participants, Summary, Case File, Actions, Court Participants Admin, Court Participants, Target Dates, Allegations, Bargaining Units, Remedies, Election Tally, Related Cases, Election Schedule, and 10(j). The '10(j)' tab is highlighted with a red box. Below the navigation bar, the '10(j)' tab content is visible, showing several checkboxes and input fields: 'Potential 10(j):', 'No. of 8(a)(3) Discharges Alleged:', 'No. of 8(a)(3) Meritorious Discharges:', 'RD Decides No 10(j):', 'Region Recommends Pursuing 10(j):', 'Date Region Submits 10(j) to ILB:', and 'Date RD Decides Merit on 10(j):'.

- New Discharge Organizing Campaign 10(j) Summary Report on Operations tab will implement the changes to 10(j) tab and Investigation action.
 - No need to complete spreadsheet any longer with this information for FY 2017
 - Training on this report for 10(j) coordinators coming soon

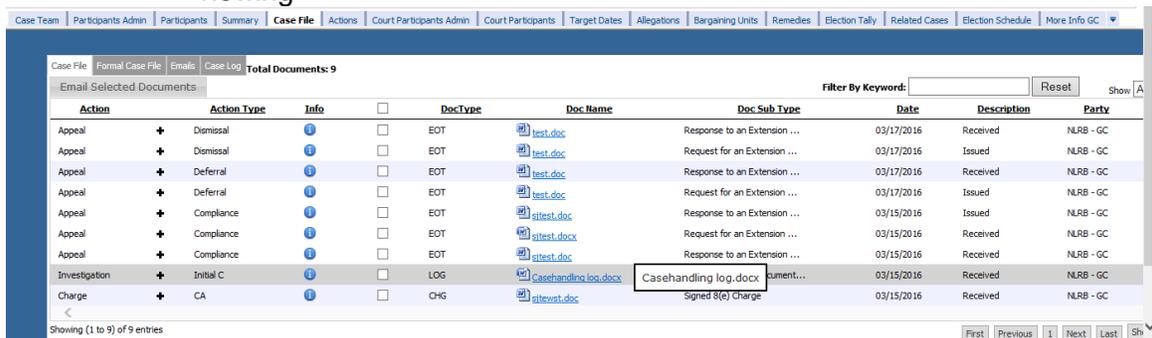


- More Info GC tab reorganized to place Litigation Result fields under C Case Heading

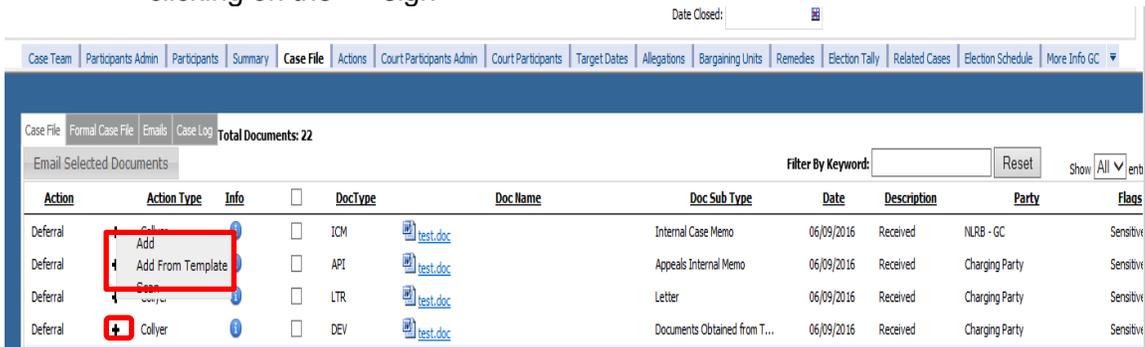


- Case File Tab Enhancement

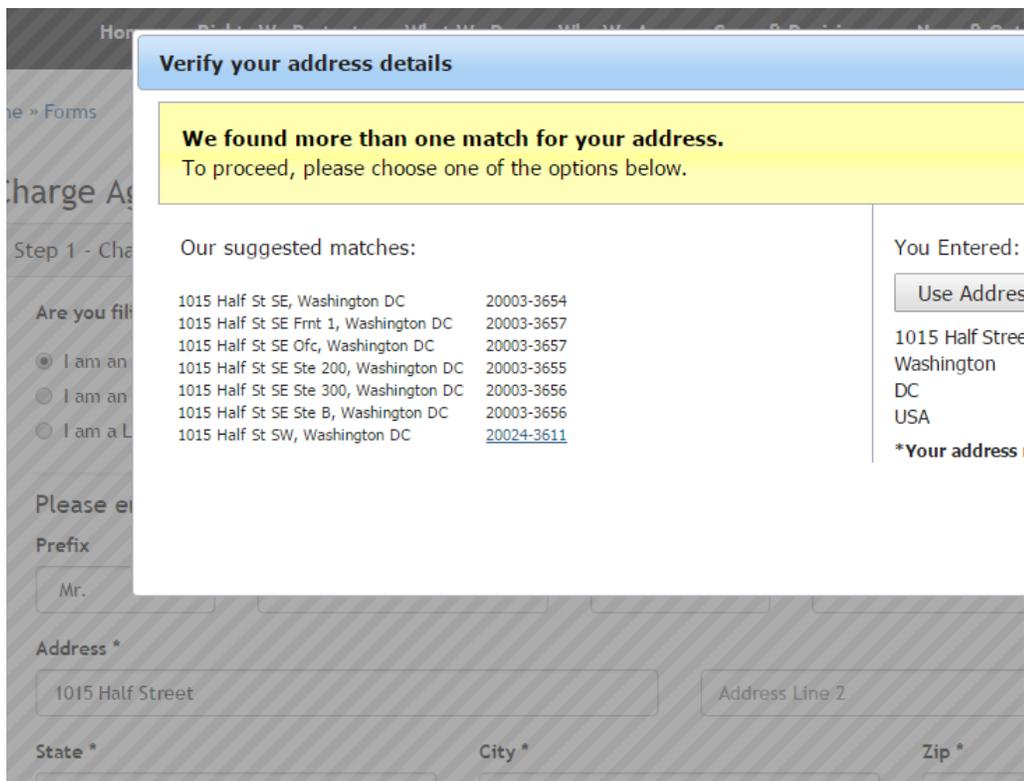
- Columns rearranged and hover box relocated to the side for easier viewing



- Users can add documents, generate templates or scan documents directly from the Case File tab (instead of going into an Action) by clicking on the “+” sign



- Verified Addresses for e-filed Charge and Petition Wizard on nlr.gov
 - All addresses entered by the filer will be verified and standardized – which will improve Participant information when the case is docketed!



➤ Specific “Basis of the Charge” Allegation Information for e-filed charges

- e-Fileers will be required to provide more specific information in support of allegations

Basis of Charge

If you want to file a charge concerning situations not covered by this list, please use the forms provided on our website and/or contact the Information Officer at one of our field offices. You can find the field office nearest you by clicking [here](#) or by calling 1-866-667-NLRB.

Within the previous six months, the Employer discharged an employee(s) because the employee(s) joined or supported a labor organization and in order to discourage union activities and/or membership.

	Name of employee discharged	Approximate date of discharge
1	Jodi Breirather	8/1/2016

Within the previous six months, the Employer failed and refused to bargain in good faith with the union as the collective bargaining representative of its employees by failing to furnish information requested by the union.

	Date of request	Employer representative	List items requested	Date refused
1	7/1/16	Deneen Suber	everything	7/2/16

Additional Information in Support of Charge:

This is a brief description about specific conduct involved in the charge. Also any additional information I think is relevant or helpful to the charge I'm filing.

- The more specific “Basis of the Charge” information will be listed on Page 2 of the charge (page 2 is added to avoid spacing issues within the charge form) and will be served on the Charged Party.
- Note: This is in addition to the Additional Information in Support of Charge feature that allows the e-filer to provide a brief description of the charge. The information entered as Additional information will remain a DEV document that is not served on the Charged Party.

Basis of the Charge

8(a)(2)

Within the previous six months, the Employer discharged an employee(s) because the employee(s) joined or supported a labor organization and in order to discourage union activities and/or membership.

Name of employee discharged	Approximate date of discharge
Jodi Breirather	8/1/2016

8(a)(5)

Within the previous six months, the Employer failed and refused to bargain in good faith with the union as the collective bargaining representative of its employees by failing to furnish information requested by the union.

Date of request	Employer representative	List items requested	Date refused
7/1/16	Deneen Suber	everything	7/2/16

- Names will be redacted automatically when the charge is made public.

- Issuance e-mails will be sent only one time to each participant in related cases
 - eServed participants listed only one time on e-mails to Regions – removes annoying duplicate emails!

- Ongoing improvements to regulate time zone differences
 - On the Public Web Site
 - Tally of Ballots
 - Case Closed Dates
 - NxGen
 - Outlook Upload Case Filing Dates

Be sure to also watch for the NxGen News and Template Tips and Updates e-mails for more updates.

/s/
A.P.

cc: NLRBU

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