

**IN THE UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 13**

PERSONNEL STAFFING GROUP, LLC d/b/a
MOST VALUABLE PERSONNEL, AND MVP
WORKFORCE, LLC, A SINGLE EMPLOYER,

and

Case 13-CA-149591

CHICAGO WORKERS' COLLABORATIVE,

and

Case 13-CA-149592

JOSE SOLORZANO, an Individual,

and

Case 13-CA-149593

ISAURA MARTINEZ, an Individual,

and

Case 13-CA-149594

MARCELLA GALLEGOS, an Individual

and

Case 13-CA-149596

DORA IARA, an Individual,

and

Case 13-CA-155513

ROSA CEJA, an Individual

and

Case 13-CA-162002

GERALDINE BENSON, an Individual,

and

Case 13-CA-162270

WESTSIDE HEALTH AUTHORITY

**RESPONDENTS PERSONNEL STAFFING GROUP, LLC AND
MVP WORKFORCE, LLC'S MOTION FOR SUMMARY JUDGMENT**

NOW COME Respondents PERSONNEL STAFFING GROUP, LLC d/b/a MOST
VALUABLE PERSONNEL ("MVP") and MVP WORKFORCE, LLC ("Workforce," and

collectively with MVP, “Respondents”), by and through their attorneys, KOREY RICHARDSON LLC, and respectfully requests that the National Labor Relations Board grant its Motion For Summary Judgment on Case Nos. 13-CA-149591, 13-CA-149592, 13-CA-149593, 13-CA-149594, 13-CA-149596, 13-CA-162002, and 13-CA-162270. In support of this Motion, Respondents state as follows:

1. On or about April 6, 2015, the Charging Parties in Case Nos. 13-CA-149591, 13-CA-149592, 13-CA-149593, 13-CA-149594, and 13-CA-149596 filed Charges against MVP and Workforce.

2. The Charges arose out of MVP and Workforce’s supposed acts occurring on September 24, 2014 and October 6, 2014.

3. The Charging Parties never served MVP or Workforce with the Charges against Employer; accordingly, their Charges are barred by Section 10(b) of the NLRA.

4. Additionally, the Charges arose out of a state court lawsuit filed by MVP and Workforce against the Chicago Workers’ Collaborative (“CWC”), a third-party organization. Although the NLRA protects employees and labor organizations, non-labor organizations are not protected under the NLRA. Accordingly, the claims are improperly brought.

5. Additionally, the Charges in Case Nos. 13-CA-162002 and 13-CA-162270 arise out of a state court lawsuit filed by MVP against Westside Health Authority (“WHA”), a third-party organization. Once again, although the NLRA protects employees and labor organizations, non-labor organizations are not protected under the NLRA. Accordingly, the claims are improperly brought.

6. There is no genuine issue of material fact as to whether Case Nos. 13-CA-149591, 13-CA-149592, 13-CA-149593, 13-CA-149594, and 13-CA-149596 are barred by the applicable statute of limitations.

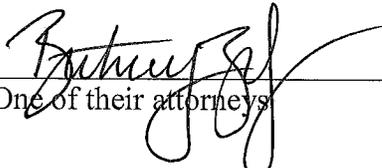
7. And there are no genuine issues of material fact regarding whether third-party organizations, who are neither employees nor labor organizations under the NLRA, are protected under the NLRA.

8. For these reasons, and as more specifically outlined in MVP and Workforce's Memorandum in Support of this Motion, MVP and Workforce request that the Board enter summary judgment in their favor.

WHEREFORE, Respondents, PERSONNEL STAFFING GROUP, LLC d/b/a MOST VALUABLE PERSONNEL and MVP WORKFORCE, LLC, respectfully requests that the National Labor Relations Board grant this Motion and enter summary judgment in favor of Respondents in Case Nos. 13-CA-149591, 13-CA-149592, 13-CA-149593, 13-CA-149594, 13-CA-149596, 13-CA-162002, and 13-CA-162270, and for such further relief as the Board deems equitable and just.

Respectfully submitted,

PERSONNEL STAFFING GROUP, LLC
and MVP WORKFORCE, LLC



One of their attorneys

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