

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

ALTERNATIVE COMMUNITY LIVING, INC.,
d/b/a NEW PASSAGES BEHAVIORAL HEALTH
AND REHABILITATION SERVICES,

Respondent,

and

Case No: 07-CA-158059
ALJ: Christine E. Dibble

LOCAL 517M, SERVICE EMPLOYEES
INTERNATIONAL UNION (SEIU),

Charging Union.

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**RESPONDENT ALTERNATIVE COMMUNITY LIVING, INC'S
EXCEPTIONS TO THE DECISION OF THE ADMINISTRATIVE LAW JUDGE**

Respondent Alternative Community Living, Inc., d/b/a New Passages Behavioral Health and Rehabilitation Services, through counsel Bator Legal, P.C., for its Exceptions to the Decision of the Administrative Law Judge in the above-captioned matter states as follows:

1. Respondent files exception to the ALJ's Conclusion of Law #3 that "[B]y failing and refusing to make bonus payments to employees on July 1, 2015, Respondent violated Section 8(a)(5) and (1) of the Act by unilaterally changed (*sic*) employees' terms and conditions of employment without affording the Union a good faith opportunity to

bargain.” ALJ’s Decision, p. 9, 4-6. Respondent’s arguments in support of this exception are presented in Respondent’s Brief in Support of Exceptions and are incorporated herein by reference.

2. Respondent files exception to the ALJ’s Conclusion of Law #4 insofar as it that it references “unfair labor practices” of the Respondent. ALJ’s Decision, p. 9, 8-9. Respondent’s arguments in support of this exception are presented in Respondent’s Brief in Support of Exceptions and are incorporated herein by reference.

CONCLUSION

Respondent Alternative Community Living, Inc., d/b/a New Passages Behavioral Health and Rehabilitation Services for the reasons stated in Respondent’s Brief in Support of Exceptions, which are incorporated herein by reference, requests that Conclusions of Law 3 and 4 of the Decision of the Administrative Law Judge, being contrary to the competent, material, and substantial evidence on the record in favor of the Respondent, should be reversed, and the charges dismissed, in their entirety.

Respectfully submitted,

BATOR LEGAL, P.C.

By: 

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