

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

**TRANSCENDENCE TRANSIT II, INC.;
TRANSCENDENCE TRANSIT, INC.; PATRIARCH
PARTNERS, LLC; PATRIARCH PARTNERS III,
LLC; PATRIARCH PARTNERS AGENCY
SERVICES, LLC; ARK CLO 2000-1 LIMITED; ARK
CLO 2000-1, LLC; ARK II CLO 2000-1 LIMITED;
ARK II CLO 2001-1, LLC; ARK INVESTMENT
PARTNERS II, L.P.; ARK INVESTMENT GP II, LLC;
LYNN TILTON**

and

Case 29-CA-182049

**LOCAL 1181-1061, AMALGAMATED TRANSIT
UNION, AFL-CIO**

ORDER

The Charged Parties' Petition to Revoke subpoenas duces tecum B-1-U3R8E9, B-1-U3QGJH, B-1-U3PGUR, B-1-U3OWMZ, B-1-U30AB3, B-1-U3NMDZ, B-1-U3M8X5, B-1-U3M2D1, B-1-U3JSAB, B-1-U3JY69, B-1-U3JN8N, and B-1-U3J50J is denied. The subpoenas seek information relevant to the matters under investigation and describe 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 Charged Parties have failed to establish any other legal basis for revoking the subpoenas.¹ See generally *NLRB v. North Bay Plumbing, Inc.*, 102 F.3d 1005 (9th Cir. 1996); *NLRB v.*

¹ Acting Chairman Miscimarra would grant the petition to revoke as to paragraph 14 (requesting “[s]uch documents as will show Charged Parties’ employee rules or policies, including, but not limited to, all employee handbooks and manuals”) except for those documents that reasonably relate to the charge allegations regarding unlawful unilateral changes and joint-employer, single-employer, or alter ego status. See *Allied Waste Services of Massachusetts, LLC*, Cases 01-CA-123082, -126843 (Dec. 31, 2014).

Carolina Food Processors, Inc., 81 F.3d 507 (4th Cir. 1996).

Dated, Washington, D.C., January 24, 2017

PHILIP A. MISCIMARRA, ACTING CHAIRMAN

MARK GASTON PEARCE, MEMBER

LAUREN McFERRAN, MEMBER