



United States Government

**NATIONAL LABOR RELATIONS BOARD**

**OFFICE OF THE GENERAL COUNSEL**

Washington, D.C. 20570

July 3, 2017

Molly Dwyer  
Clerk, United States Court of Appeals  
for the Ninth Circuit  
Post Office Box 193939  
San Francisco, CA 94119-3939

Re: *NLRB v. United Food and Commercial Workers Union Local 4*  
*affiliated with United Food and Commercial Workers Union*  
9th Cir. No. 17-71472  
Board Case No. 19-CB-009660

Dear Ms. Dwyer:

I am filing a copy of the certified list of the contents of the agency record in this case. I am serving a copy of the list on the counsel named below.

/s/ Linda Dreeben \_\_\_\_\_  
Linda Dreeben  
Deputy Associate General Counsel  
NATIONAL LABOR RELATIONS BOARD  
1015 Half Street, SE  
Washington, DC 20570  
(202) 273-2960

Enclosures  
cc: David A. Rosenfeld, Esquire

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

NATIONAL LABOR RELATIONS BOARD	)	
	)	
Petitioner	)	No. 17-71472
	)	
v.	)	Board Case No.
	)	19-CB-009660
UNITED FOOD AND COMMERCIAL	)	
WORKERS UNION LOCAL 4 AFFILIATED	)	
WITH UNITED FOOD AND COMMERCIAL	)	
WORKERS UNION	)	
	)	
Respondent	)	

**CERTIFIED LIST OF THE NATIONAL LABOR RELATIONS BOARD**

Pursuant to authority delegated in Section 102.115 of the National Labor Relations Board's Rules and Regulations, 29 C.F.R. § 102.115, I certify that the list set forth in the attached Index, consisting of three volumes, fully describes all documents, transcripts, exhibits, and other material constituting the record before the Board in United Food and Commercial Workers Union Local 4 affiliated with United Food and Commercial Workers Union, Case No. 19-CB-009660

  
\_\_\_\_\_  
Gary W Shinnors  
Executive Secretary  
National Labor Relations Board  
1015 Half Street, SE  
Washington, DC 20570  
(202) 273-2960

July 03, 2017

## INDEX TO CERTIFIED LIST

<u>VOLUME I</u>	Transcript of Hearing 04/29/08	<u>Pages</u> 1-140
<u>VOLUME II</u>	General Counsel Exhibits <sup>1</sup> 1(a-j) 3-9 11(a-b)  Respondent's (UFCW) Exhibits 1-3	
<u>VOLUME III</u>	Pleadings	
<u>Date</u>	<u>Documents</u>	<u>Pages</u>
05/20/08	Administrative Law Judge's Bench Decision, Certification and Order	1-13
05/20/08	Order Transferring Proceedings to the National Labor Relations Board	1-1
06/16/08	General Counsel's Exceptions to the Administrative Law Judge's Decision	1-3
06/23/08	Respondent's (UFCW) Request for Extension of Time to File Cross-Exceptions and Answering Brief	1-2
06/24/08	General Counsel's Opposition to Respondent's Request for an Extension of Time to File Cross-Exceptions and Answering Brief	1-3
06/25/08	Board's Letter Granting Extension of Time to File Cross-Exceptions and Answering Brief to July 15, 2008	1-1

---

<sup>1</sup> There are no General Counsel's Exhibits 2 or 10 in the record, nor were such exhibits mentioned in the transcript.

07/14/08	Respondent's (UFCW) Cross-Exceptions to the Administrative Law Judge's Decision	1-4
7/14/08	Respondent's Answering Brief to the General Counsel's Exceptions to the Administrative Law Judge's Decision (with attachments)	1-23
10/31/08	Decision and Order (353 NLRB No. 469)	1-6
11/14/08	General Counsel's Motion to Modify the Board's October 31, 2008, Order to Conform with the Decision in 19-CB-009660	1-2
11/24/08	Respondent's (UFCW) Motion for Reconsideration (with attachments)	1-22
12/03/08	General Counsel's Opposition to Respondent's Motion for Reconsideration	1-2
01/21/09	Board's Order Denying the Respondent's Motion for Reconsideration and Granting, in Part, the General Counsel's Motion to Modify the Board's Order	1-5
06/30/10	National Labor Relations Board Order Remanding	1-2
08/26/10	Decision and Order (355 NLRB No. 133)	1-1
09/09/10	Respondent's Motion for Reconsideration	1-3
09/24/10	Correction	1
10/25/10	National Labor Relations Board Order Denying Motion for Reconsideration	1-4
02/22/16	Amended Decision and Order (363 NLRB No. 127)	1-5
03/08/16	Correction	1
03/18/16	Respondent's (UFCW) Motion for Reconsideration	1-4

03/22/16	General Counsel's Opposition to Respondent's Motion for Reconsideration	1-4
02/13/17	Order Granting in Part and Denying in Part Motion for Reconsideration (365 NLRB No. 32)	1-3

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

NATIONAL LABOR RELATIONS BOARD	)	
	)	
Petitioner	)	No. 17-71472
	)	
v.	)	Board Case No.
	)	19-CB-009660
UNITED FOOD AND COMMERCIAL	)	
WORKERS UNION LOCAL 4 AFFILIATED	)	
WITH UNITED FOOD AND COMMERCIAL	)	
WORKERS UNION	)	
	)	
Respondent	)	

**CERTIFICATE OF SERVICE**

I hereby certify that on July 03, 2017, I electronically filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the CM/ECF system. I certify that the foregoing document was served on all parties or their counsel of record through the appellate CM/ECF system.

/s/ Linda Dreeben  
Linda Dreeben  
Deputy Associate General Counsel  
NATIONAL LABOR RELATIONS BOARD  
1015 Half Street, SE  
Washington, DC 20570  
(202) 273-2960

Dated at Washington, DC  
this 3rd day of July 2017