

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 28

IGT d/b/a INTERNATIONAL
GAME TECHNOLOGY

Respondent

and

INTERNATIONAL UNION OF
OPERATING ENGINEERS LOCAL
UNION 501, AFL-CIO

Charging Party

CASE NOS. 28-CA-192062
28-CA-193733
28-CA-199724
28-CA-200434

**RESPONDENT'S RESPONSE TO THE NOVEMBER 15, 2017
ORDER TO SHOW CAUSE WHY COUNSEL FOR GENERAL COUNSEL'S
NOVEMBER 15, 2017 MOTION SHOULD NOT BE GRANTED**

In the Order to Show Cause, Your Honor indicated the Motion filed by Counsel for General Counsel ("CGC") will be interpreted "as a motion to reopen the record for the purpose of receiving the GC Motion, reconsidering [the] November 14, 2017 Order and receiving the subpoenaed documents." This response treats the Motion accordingly.

Respondent's Position

On the last day of the hearing Your Honor ruled that the CGC may introduce certain specific supplemental documents into the record no later than November 9, 2017. No documents were submitted by the CGC by that date. CGC is now moving to reopen the record for the limited purpose of submitting additional documents into the record. CGC has represented that these records are approximately 10,000 pages.

Regarding the merit of the CGC's request, Respondent takes no position. However, if Your Honor grants the Motion to reopen the hearing and accept the CGC's new documents, in consideration of the CGC's representation that these documents are approximately 10,000 pages and have not yet been disclosed, Respondent respectfully requests the following:

1. Respondent be given three (3) days' time to review the documents CGC submits before closing the record to confirm that the production complies with Your Honor's limitation, and for Respondent to file any written objections if necessary; and

2. Pursuant to NLRB Rules and Procedures §102.42, the deadline to file post hearing briefs be set for 35 days after Your Honor receives the evidence from CGC, rules on any objections to the documents, and closes the hearing/record. Alternatively, if no objections are filed, the record would be closed and the post-hearing brief deadline would be set as 35 days after the day objections were due.

Respectfully submitted.

DATED this 17th day of November, 2017.

/s/ Matthew Cecil
Theo E.M. Gould, Esq.
Matthew T. Cecil, Esq.
Little Mendelson, P.C.

Counsel for Respondent

CERTIFICATE OF SERVICE

I hereby certify that I have this 17th day of November, 2017 caused copies of the foregoing Reply in Support of **RESPONDENT’S RESPONSE TO THE NOVEMBER 15, 2017 ORDER TO SHOW CAUSE WHY COUNSEL FOR GENERAL COUNSEL’S NOVEMBER 15, 2017 MOTION SHOULD NOT BE GRANTED** to be delivered to the following:

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/s/ Robyn Craig
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