

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

**BUDDY'S PARKING COMPANY, LLC**

**And**

**CASE NO. 13-CA-202604**

**TEAMSTERS LOCAL 727**

**MOTION TO TRANSFER PROCEEDINGS TO THE BOARD  
AND MOTION FOR DEFAULT JUDGMENT**

Pursuant to Section 102.50 of the National Labor Relations Board's Rules and Regulations, the General Counsel, through his attorney Paul Hitterman, files this Motion to Transfer Proceedings to the Board and Motion for Default Judgment. The General Counsel is entitled to default judgment in this case because Respondent Buddy's Parking Company, LLC has failed to timely file an answer to the Complaint and Notice of Hearing that issued on November 16, 2017, as required by Section 102.20 of the Board's Rules and Regulations. *Windward Roofing and Construction Co., Inc.*, 333 NLRB 658 (2001); *U.S. Telefactors Corporation*, 293 NLRB 567 (1989).

In support of said Motions, Counsel for the General Counsel submits the following:

1. On July 18, 2017, Teamsters Local 727 filed a charge in Case 13-CA-202604, alleging that Respondent violated Sections 8(a)(1) and (5) of the Act. A copy of the charge is attached hereto as Exhibit 1; the affidavit of service is attached hereto as Exhibit 2.
2. On November 16, 2017, the Regional Director for Region 13 issued a Complaint and Notice of Hearing alleging that the Respondent violated Section 8(a)(1) and (5) of the Act. The Complaint also advised the Respondent that if it failed to file an Answer within 14 days of service of the Complaint, as required under Sections 102.20 and 102.21 of the Board's Rules and Regulations, all of the allegations would be admitted to be true and so found by the Board. A copy of the Complaint and Notice of Hearing is attached hereto as Exhibit 3 and the affidavit of service on Respondent is attached hereto as Exhibit 4.
3. After Respondent failed to file an Answer to the Complaint in a timely fashion pursuant to the Rules, the Regional Director issued a "last chance" letter to be served upon Respondent notifying it of its failure to file an Answer pursuant to Sections

102.20 and 102.21 of the Board's Rules and Regulations. A copy of the letter to the Respondent is attached hereto as Exhibit 5.

4. Since delivery of the Complaint and Notice of Hearing and the "last chance" letter, Respondent has filed no Answer and none is anticipated. Based on the foregoing, it is clear that no hearing in this matter is necessary and it is appropriate for the Board to issue a Decision and Order without further proceedings herein.

WHEREFORE, Counsel for the General Counsel respectfully moves that the Board grant the Motion to Transfer Proceedings to the Board and Motion for Default Judgment, finding all of the allegations in the Complaint and Notice of Hearing to be true and issue an appropriate Order.

Dated at Chicago, Illinois, this 22<sup>nd</sup> day of December, 2017.



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Paul Hitterman  
Counsel for the General Counsel  
National Labor Relations Board  
Region 13  
219 S. Dearborn Street, Suite 808  
Chicago, Illinois 60604

**CERTIFICATE OF SERVICE**

The undersigned hereby certify that the Counsel for General Counsel's Motion To Transfer Proceedings To The Board and Motion For Default Judgment, has been, this 22<sup>nd</sup> day of December, 2017, filed electronically in the Board's e-filing system, and also in the manner indicated upon the following parties of record and counsel of record:

**CERTIFIED MAIL:**

Carlos Castillo  
Buddy's Parking Company LLC  
8649 North Laramie  
Skokie, IL 60077

Carlos Castillo  
Buddy's Parking Company, LLC  
2720 W Chicago Ave  
Chicago, IL 60622-4404

Carlos Castillo  
Buddy's Parking  
412 S Dearborn St  
Chicago, IL 60605-1107

**EMAIL:**

Jayna M. Brown , Attorney  
Teamsters Local 727  
1300 W. Higgins Rd  
Ste 111  
Park Ridge, IL 60068-5764



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Lisa Friedheim-Weis  
Attorney  
NLRB Region 13

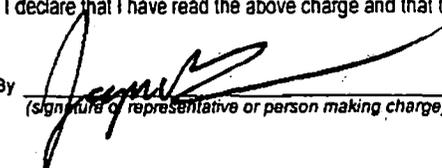
INTERNET  
FORM NLRB-501  
(2-08)

UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
CHARGE AGAINST EMPLOYER

<b>DO NOT WRITE IN THIS SPACE</b>	
Case 13-CA-202604	Date Filed 7/18/17

**INSTRUCTIONS:**

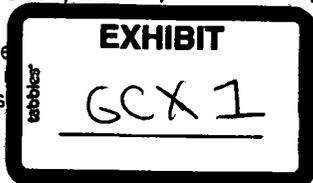
File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

<b>1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT</b>	
a. Name of Employer Buddy's Parking Company LLC	b. Tel. No. 312-600-9556
	c. Cell No. 312-600-9556
	f. Fax No.
d. Address (Street, city, state, and ZIP code) 8649 North Laramie, Skokie, Illinois 60077	e. Employer Representative Carlos Castillo
	g. e-Mail carloscastillo1969@gmail.com
	h. Number of workers employed Approx. 27
i. Type of Establishment (factory, mine, wholesaler, etc.) parking and valet industry	j. Identify principal product or service valet and parking services
k. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (list subsections) <u>8(a)(5)</u> of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.	
2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices) See Attached Appendix A.	
3. Full name of party filing charge (if labor organization, give full name, including local name and number) Teamsters Local 727	
4a. Address (Street and number, city, state, and ZIP code) 1300 W. Higgins Rd. Ste. 111 Park Ridge, IL 60068	4b. Tel. No. 847-696-7500
	4c. Cell No.
	4d. Fax No. 847-720-4984
	4e. e-Mail jayna@teamsterslocal727.org
5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization) International Brotherhood of Teamsters	
6. DECLARATION I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.	
By  (signature of representative or person making charge)	Jayna Brown, Attorney (Print type name and title or office, if any)
Address 1300 W. Higgins Rd. Ste 111, Park Ridge, IL 60068	7/18/2017 (date)
	Tel. No. 847-696-7500
	Office, if any, Cell No. 847-696-7500
	Fax No. 847-720-4984
	e-Mail jayna@teamsterslocal727.org

**WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)**

**PRIVACY ACT STATEMENT**

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine use of this information is published in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.



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## APPENDIX A

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1) Within the previous six months, and continuing to date, the Employer and/or its representatives have violated 8(a)(1) and (5) of the Act when it refused and/or delayed processing grievances and arbitrations as contractually required.

2) Within the previous six months, and continuing to date, the Employer and/or its representatives have violated 8(a)(1) and (5) of the Act when it delayed and/or refused to provide relevant information requested by the Union.

3) Within the previous six months, and continuing to date, the Employer and/or its representatives have violated 8(a)(1) and (5) of the Act when it failed and refused to bargain with the Union over the effects of its layoff.



UNITED STATES GOVERNMENT  
NATIONAL LABOR RELATIONS BOARD

REGION 13  
Dirksen Federal Building  
219 South Dearborn Street, Suite 808  
Chicago, IL 60604-2027

Agency Website: [www.nlr.gov](http://www.nlr.gov)  
Telephone: (312)353-7570  
Fax: (312)886-1341



Download  
NLRB  
Mobile App

July 19, 2017

Carlos Castillo  
Buddy's Parking Company LLC  
8649 North Laramie  
Skokie, IL 60077

Re: Buddy's Parking Company LLC  
Case 13-CA-202604

Dear Mr. Castillo:

Enclosed is a copy of a charge that has been filed in this case. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

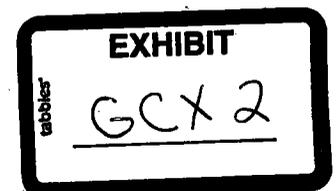
**Investigator:** This charge is being investigated by Field Examiner Christopher J. Lee whose telephone number is (312)353-9777 and e-mail address is [christopher.lee@nlrb.gov](mailto:christopher.lee@nlrb.gov). If this Board agent is not available, you may contact Supervisor Field Examiner Joyce A. Hofstra whose telephone number is (312)353-7609.

**Right to Representation:** You have the right to be represented by an attorney or other representative in any proceeding before us. If you choose to be represented, your representative must notify us in writing of this fact as soon as possible by completing Form NLRB-4701, Notice of Appearance. This form is available on our website, [www.nlr.gov](http://www.nlr.gov), or from an NLRB office upon your request.

If you are contacted by someone about representing you in this case, please be assured that no organization or person seeking your business has any "inside knowledge" or favored relationship with the National Labor Relations Board. Their knowledge regarding this proceeding was only obtained through access to information that must be made available to any member of the public under the Freedom of Information Act.

**Presentation of Your Evidence:** We seek prompt resolutions of labor disputes. Therefore, I urge you or your representative to submit a complete written account of the facts and a statement of your position with respect to the allegations set forth in the charge by August 1, 2017. If the Board agent later asks for more evidence, I strongly urge you or your representative to cooperate fully by promptly presenting all evidence relevant to the investigation. In this way, the case can be fully investigated more quickly.

Full and complete cooperation includes providing witnesses to give sworn affidavits to a Board agent, and providing all relevant documentary evidence requested by the Board agent. Sending us your written account of the facts and a statement of your position is not



enough to be considered full and complete cooperation. A refusal to fully cooperate during the investigation might cause a case to be litigated unnecessarily.

In addition, either you or your representative must complete the enclosed Commerce Questionnaire to enable us to determine whether the NLRB has jurisdiction over this dispute. If you recently submitted this information in another case, or if you need assistance completing the form, please contact the Board agent.

We will not honor any request to place limitations on our use of position statements or evidence beyond those prescribed by the Freedom of Information Act and the Federal Records Act. Thus, we will not honor any claim of confidentiality except as provided by Exemption 4 of FOIA, 5 U.S.C. Sec. 552(b)(4), and any material you submit may be introduced as evidence at any hearing before an administrative law judge. We are also required by the Federal Records Act to keep copies of documents gathered in our investigation for some years after a case closes. Further, the Freedom of Information Act may require that we disclose such records in closed cases upon request, unless there is an applicable exemption. Examples of those exemptions are those that protect confidential financial information or personal privacy interests.

**Procedures:** We strongly urge everyone to submit all documents and other materials by E-Filing (not e-mailing) through our website, [www.nlr.gov](http://www.nlr.gov). However, the Agency will continue to accept timely filed paper documents. Please include the case name and number indicated above on all your correspondence regarding the charge.

Information about the Agency, the procedures we follow in unfair labor practice cases and our customer service standards is available on our website, [www.nlr.gov](http://www.nlr.gov) or from an NLRB office upon your request. NLRB Form 4541 offers information that is helpful to parties involved in an investigation of an unfair labor practice charge.

We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,



Peter Sung Ohr  
Regional Director

CJL.dg  
Enclosures:

1. Copy of Charge
2. Commerce Questionnaire

## QUESTIONNAIRE ON COMMERCE INFORMATION

Please read carefully, answer all applicable items, and return to the NLRB Office. If additional space is required, please add a page and identify item number.

CASE NAME

CASE NUMBER

13-CA-202604

1. EXACT LEGAL TITLE OF ENTITY (As filed with State and/or stated in legal documents forming entity)

2. TYPE OF ENTITY

[ ] CORPORATION [ ] LLC [ ] LLP [ ] PARTNERSHIP [ ] SOLE PROPRIETORSHIP [ ] OTHER (Specify)

3. IF A CORPORATION or LLC

A. STATE OF INCORPORATION OR FORMATION

B. NAME, ADDRESS, AND RELATIONSHIP (e.g. parent, subsidiary) OF ALL RELATED ENTITIES

4. IF AN LLC OR ANY TYPE OF PARTNERSHIP, FULL NAME AND ADDRESS OF ALL MEMBERS OR PARTNERS

5. IF A SOLE PROPRIETORSHIP, FULL NAME AND ADDRESS OF PROPRIETOR

6. BRIEFLY DESCRIBE THE NATURE OF YOUR OPERATIONS (Products handled or manufactured, or nature of services performed).

7. A. PRINCIPAL LOCATION:

B. BRANCH LOCATIONS:

8. NUMBER OF PEOPLE PRESENTLY EMPLOYED

A. Total:

B. At the address involved in this matter:

9. DURING THE MOST RECENT (Check appropriate box): [ ] CALENDAR YR [ ] 12 MONTHS or [ ] FISCAL YR (FY dates)

A. Did you provide services valued in excess of \$50,000 directly to customers outside your State? If no, indicate actual value.  
\$

YES NO

B. If you answered no to 9A, did you provide services valued in excess of \$50,000 to customers in your State who purchased goods valued in excess of \$50,000 from directly outside your State? If no, indicate the value of any such services you provided.  
\$

C. If you answered no to 9A and 9B, did you provide services valued in excess of \$50,000 to public utilities, transit systems, newspapers, health care institutions, broadcasting stations, commercial buildings, educational institutions, or retail concerns? If less than \$50,000, indicate amount. \$

D. Did you sell goods valued in excess of \$50,000 directly to customers located outside your State? If less than \$50,000, indicate amount. \$

E. If you answered no to 9D, did you sell goods valued in excess of \$50,000 directly to customers located inside your State who purchased other goods valued in excess of \$50,000 from directly outside your State? If less than \$50,000, indicate amount.  
\$

F. Did you purchase and receive goods valued in excess of \$50,000 from directly outside your State? If less than \$50,000, indicate amount. \$

G. Did you purchase and receive goods valued in excess of \$50,000 from enterprises who received the goods directly from points outside your State? If less than \$50,000, indicate amount. \$

H. Gross Revenues from all sales or performance of services (Check the largest amount):  
[ ] \$100,000 [ ] \$250,000 [ ] \$500,000 [ ] \$1,000,000 or more If less than \$100,000, indicate amount.

I. Did you begin operations within the last 12 months? If yes, specify date: \_\_\_\_\_

10 ARE YOU A MEMBER OF AN ASSOCIATION OR OTHER EMPLOYER GROUP THAT ENGAGES IN COLLECTIVE BARGAINING?

[ ] YES [ ] NO (If yes, name and address of association or group).

11. REPRESENTATIVE BEST QUALIFIED TO GIVE FURTHER INFORMATION ABOUT YOUR OPERATIONS

NAME

TITLE

E-MAIL ADDRESS

TEL. NUMBER

12. AUTHORIZED REPRESENTATIVE COMPLETING THIS QUESTIONNAIRE

NAME AND TITLE (Type or Print)

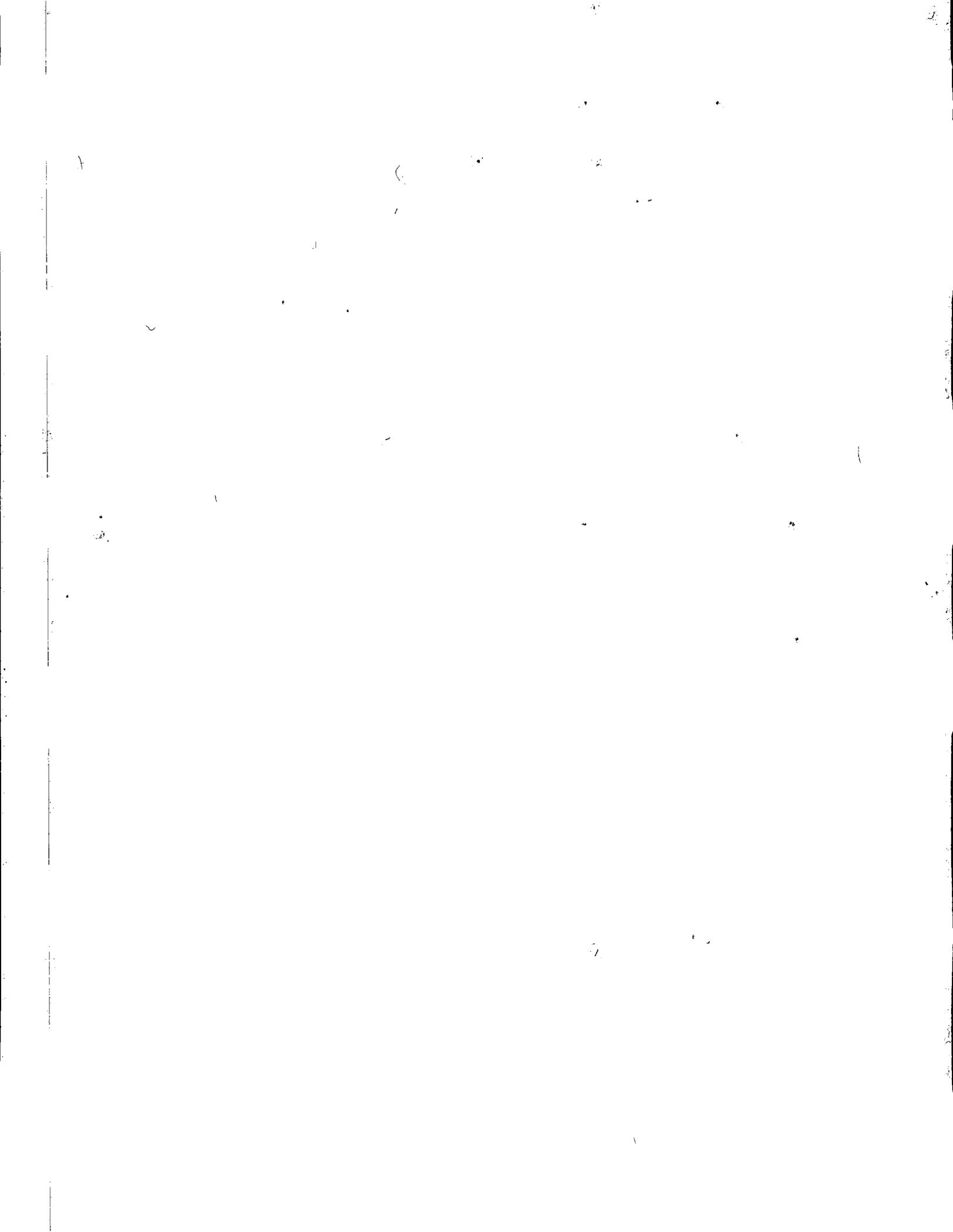
SIGNATURE

E-MAIL ADDRESS

DATE

## PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing representation and/or unfair labor practice proceedings and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary. However, failure to supply the information may cause the NLRB to refuse to process any further a representation or unfair labor practice case, or may cause the NLRB to issue you a subpoena and seek enforcement of the subpoena in federal court.



UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

**BUDDY'S PARKING COMPANY LLC**  
Charged Party  
and  
**TEAMSTERS LOCAL 727**  
Charging Party

Case 13-CA-202604

**AFFIDAVIT OF SERVICE OF CHARGE AGAINST EMPLOYER**

I, the undersigned employee of the National Labor Relations Board, state under oath that on July 19, 2017, I served the above-entitled document(s) by post-paid regular mail upon the following persons, addressed to them at the following addresses:

Carlos Castillo  
Buddy's Parking Company LLC  
8649 North Laramie  
Skokie, IL 60077

July 19, 2017

Denise Gatsoudis, Designated Agent of  
NLRB

Date

Name

*/s/ Denise Gatsoudis*

Signature

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

**BUDDY'S PARKING COMPANY, LLC**

**and**

**Case 13-CA-202604**

**TEAMSTERS LOCAL 727**

**COMPLAINT AND NOTICE OF HEARING**

This Complaint and Notice of Hearing is based on a charge filed by Teamsters Local 727 (Charging Party). It is issued pursuant to Section 10(b) of the National Labor Relations Act (the Act), 29 U.S.C. § 151 et seq., and Section 102.15 of the Rules and Regulations of the National Labor Relations Board (the Board) and alleges that Buddy's Parking Company, LLC (Respondent) has violated the Act as described below.

**I.**

The charge in this proceeding was filed by the Charging Party on July 18, 2017, and a copy was served on Respondent by U.S. mail on July 19, 2017.

**II.**

(a) At all material times, Respondent has been an Illinois limited liability company with an office and place of business in Chicago, Illinois, and has been engaged in business of managing parking garages.

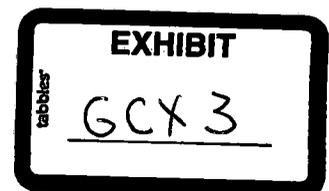
(b) In conducting its operations during the calendar year ending December 31, 2016, Respondent derived gross revenues in excess of \$500,000.

(c) During the period of time described above in paragraph II(b), Respondent received at its Illinois facilities products, goods, materials, and services valued in excess of \$5,000 directly from points outside the State of Illinois.

(d) At all material times, Respondent has been an employer engaged in commerce within the meaning of Section 2(2), (6), and (7) of the Act.

**III.**

At all material times, the Charging Party has been a labor organization within the meaning of Section 2(5) of the Act.



#### IV.

At all material times, the following individuals held the positions set forth opposite their respective names and have been agents of the entities set forth opposite their names within the meaning of Section 2(13) of the Act:

Carlos Castillo	Owner
Ramona Vega	Operations Manager

#### V.

(a) The following employees of Respondent (the Unit) constitute a unit appropriate for the purposes of collective bargaining within the meaning of Section 9(b) of the Act:

All Cashiers, hikers, attendants, porters, maintenance men/custodians, drive men, washers, collectors, customer service representatives (excluding those who do sales and/or marketing), drivers, dispatchers, bellmen, doormen and supervisors who perform bargaining unit work, but excluding clerical employees, guards, professional employees and supervisors as defined in the National Labor Relations Act.

(b) Since about November 1, 2011, and at all material times, Respondent has recognized the Union as the exclusive collective-bargaining representative of the Unit. This recognition has been embodied in successive collective-bargaining agreements, the most recent of which is effective from November 1, 2011 to October 31, 2016.

(c) At all times since November 1, 2011, based on Section 9(a) of the Act, the Union has been the exclusive collective-bargaining representative of the Unit.

#### VI.

(a) About April 14, 2017, the Union requested that Respondent bargain collectively about the effects of discharging all eight bargaining unit employees at its 2 East Oak Street, Chicago, Illinois, location.

(b) About June 22-23, June 28, and July 5, 2017, the Union requested that Respondent respond and process two grievances related to change of address form and back dues owed.

(c) Since about April 14, 2017, Respondent has failed and refused to bargain collectively about the subject set forth above in paragraph VI(a).

(d) Since about July 5, 2017, Respondent has failed and refused to bargain collectively about the subject set forth above in paragraph VI(b).

(e) The subjects set forth above in paragraphs VI(a) and (b) relate to the wages, hours, and other terms and conditions of employment of the Unit and is a mandatory subject for the purposes of collective bargaining.

## VII.

(a) Since about June 28, 2017, July 3, 2017, and July 10, 2017, the Union has requested by e-mail that Respondent furnish the Union with a current seniority list of Buddy's parking employees.

(b) The information requested by the Union, as described above in paragraph VII(a), is necessary for, and relevant to, the Union's performance of its duties as the exclusive collective-bargaining representative of the Unit.

(c) Since about July 10, 2017, Respondent has failed and refused to furnish the Union with the information requested by it as described above in paragraph VII(a).

## VIII.

By the conduct described above in paragraphs VI(c) and (d), and VII(c), Respondent has been failing and refusing to bargain collectively and in good faith with the exclusive collective-bargaining representative of its employees in violation of Section 8(a)(1) and (5) of the Act.

## IX.

The unfair labor practices of Respondent described above affect commerce within the meaning of Section 2(6) and (7) of the Act.

As part of the remedy for the unfair labor practices alleged above in paragraph VI(a), the General Counsel seeks an order requiring that Respondent make whole in the Unit in the manner set forth in *Transmarine Navigation Corp.*, 170 NLRB 389 (1968). The General Counsel further seeks all other relief as may be just and proper to remedy the unfair labor practices alleged.

## ANSWER REQUIREMENT

Respondent is notified that, pursuant to Sections 102.20 and 102.21 of the Board's Rules and Regulations, it must file an answer to the complaint. The answer must be **received by this office on or before November 30, 2017, or postmarked on or before November 29, 2017.** Respondent should file an original and four copies of the answer with this office and serve a copy of the answer on each of the other parties.

An answer may also be filed electronically through the Agency's website. To file electronically, go to [www.nlr.gov](http://www.nlr.gov), click on **E-File Documents**, enter the NLRB Case Number, and follow the detailed instructions. The responsibility for the receipt and usability of the answer rests exclusively upon the sender. Unless notification on the Agency's website informs users that the Agency's E-Filing system is officially determined to be in technical failure because it is unable to receive documents for a continuous period of more than 2 hours after 12:00 noon

(Eastern Time) on the due date for filing, a failure to timely file the answer will not be excused on the basis that the transmission could not be accomplished because the Agency's website was off-line or unavailable for some other reason. The Board's Rules and Regulations require that an answer be signed by counsel or non-attorney representative for represented parties or by the party if not represented. See Section 102.21. If the answer being filed electronically is a pdf document containing the required signature, no paper copies of the answer need to be transmitted to the Regional Office. However, if the electronic version of an answer to a complaint is not a pdf file containing the required signature, then the E-filing rules require that such answer containing the required signature continue to be submitted to the Regional Office by traditional means within three (3) business days after the date of electronic filing. Service of the answer on each of the other parties must still be accomplished by means allowed under the Board's Rules and Regulations. The answer may not be filed by facsimile transmission. If no answer is filed, or if an answer is filed untimely, the Board may find, pursuant to a Motion for Default Judgment, that the allegations in the complaint are true.

### **NOTICE OF HEARING**

PLEASE TAKE NOTICE THAT on **March 27, 2018, at 10:00 a.m. at 219 South Dearborn Street, Suite 808, Chicago, Illinois 60604**, and on consecutive days thereafter until concluded, a hearing will be conducted before an administrative law judge of the National Labor Relations Board. At the hearing, Respondent and any other party to this proceeding have the right to appear and present testimony regarding the allegations in this complaint. The procedures to be followed at the hearing are described in the attached Form NLRB-4668. The procedure to request a postponement of the hearing is described in the attached Form NLRB-4338.

Dated: November 16, 2017

*/s/ Peter Sung Ohr*

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Peter Sung Ohr  
Regional Director  
National Labor Relations Board  
Region 13  
Dirksen Federal Building  
219 South Dearborn Street, Suite 808  
Chicago, IL 60604-2027

Attachments

UNITED STATES GOVERNMENT  
NATIONAL LABOR RELATIONS BOARD  
NOTICE

Case 13-CA-202604

The issuance of the notice of formal hearing in this case does not mean that the matter cannot be disposed of by agreement of the parties. On the contrary, it is the policy of this office to encourage voluntary adjustments. The examiner or attorney assigned to the case will be pleased to receive and to act promptly upon your suggestions or comments to this end.

An agreement between the parties, approved by the Regional Director, would serve to cancel the hearing. However, unless otherwise specifically ordered, the hearing will be held at the date, hour, and place indicated. Postponements **will not be granted** unless good and sufficient grounds are shown **and** the following requirements are met:

- (1) The request must be in writing. An original and two copies must be filed with the Regional Director when appropriate under 29 CFR 102.16(a) or with the Division of Judges when appropriate under 29 CFR 102.16(b).
- (2) Grounds must be set forth in **detail**;
- (3) Alternative dates for any rescheduled hearing must be given;
- (4) The positions of all other parties must be ascertained in advance by the requesting party and set forth in the request; and
- (5) Copies must be simultaneously served on all other parties (listed below), and that fact must be noted on the request.

Except under the most extreme conditions, no request for postponement will be granted during the three days immediately preceding the date of hearing.

Carlos Castillo  
Buddy's Parking Company LLC  
8649 North Laramie  
Skokie, IL 60077

Carlos Castillo  
Buddy's Parking Company, LLC  
2720 W Chicago Ave  
Chicago, IL 60622-4404

Carlos Castillo  
Buddy's Parking  
412 S Dearborn St  
Chicago, IL 60605-1107

Jayna M. Brown , Attorney  
Teamsters Local 727  
1300 W. Higgins Rd  
Ste 111  
Park Ridge, IL 60068-5764

## Procedures in NLRB Unfair Labor Practice Hearings

The attached complaint has scheduled a hearing that will be conducted by an administrative law judge (ALJ) of the National Labor Relations Board who will be an independent, impartial finder of facts and applicable law. **You may be represented at this hearing by an attorney or other representative.** If you are not currently represented by an attorney, and wish to have one represent you at the hearing, you should make such arrangements as soon as possible. A more complete description of the hearing process and the ALJ's role may be found at Sections 102.34, 102.35, and 102.45 of the Board's Rules and Regulations. The Board's Rules and regulations are available at the following link: [www.nlr.gov/sites/default/files/attachments/basic-page/node-1717/rules\\_and\\_regs\\_part\\_102.pdf](http://www.nlr.gov/sites/default/files/attachments/basic-page/node-1717/rules_and_regs_part_102.pdf).

The NLRB allows you to file certain documents electronically and you are encouraged to do so because it ensures that your government resources are used efficiently. To e-file go to the NLRB's website at [www.nlr.gov](http://www.nlr.gov), click on "e-file documents," enter the 10-digit case number on the complaint (the first number if there is more than one), and follow the prompts. You will receive a confirmation number and an e-mail notification that the documents were successfully filed.

**Although this matter is set for trial, this does not mean that this matter cannot be resolved through a settlement agreement.** The NLRB recognizes that adjustments or settlements consistent with the policies of the National Labor Relations Act reduce government expenditures and promote amity in labor relations and encourages the parties to engage in settlement efforts.

### I. BEFORE THE HEARING

The rules pertaining to the Board's pre-hearing procedures, including rules concerning filing an answer, requesting a postponement, filing other motions, and obtaining subpoenas to compel the attendance of witnesses and production of documents from other parties, may be found at Sections 102.20 through 102.32 of the Board's Rules and Regulations. In addition, you should be aware of the following:

- **Special Needs:** If you or any of the witnesses you wish to have testify at the hearing have special needs and require auxiliary aids to participate in the hearing, you should notify the Regional Director as soon as possible and request the necessary assistance. Assistance will be provided to persons who have handicaps falling within the provisions of Section 504 of the Rehabilitation Act of 1973, as amended, and 29 C.F.R. 100.603.
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- **ALJ's Decision:** In due course, the ALJ will prepare and file with the Board a decision in this matter. Upon receipt of this decision, the Board will enter an order transferring the case to the Board and specifying when exceptions are due to the ALJ's decision. The Board will serve copies of that order and the ALJ's decision on all parties.
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UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD  
REGION 13

**BUDDY'S PARKING COMPANY, LLC**

**and**

**Case 13-CA-202604**

**TEAMSTERS LOCAL 727**

**AFFIDAVIT OF SERVICE OF: Complaint and Notice of Hearing (with forms NLRB-4338 and NLRB-4668 attached)**

I, the undersigned employee of the National Labor Relations Board, being duly sworn, say that on November 16, 2017, I served the above-entitled document(s) by **certified or regular mail**, as noted below, upon the following persons, addressed to them at the following addresses:

Carlos Castillo  
Buddy's Parking Company LLC  
8649 North Laramie  
Skokie, IL 60077

**CERTIFIED MAIL, RETURN RECEIPT  
REQUESTED**

Carlos Castillo  
Buddy's Parking Company, LLC  
2720 W Chicago Ave  
Chicago, IL 60622-4404

**CERTIFIED MAIL, RETURN RECEIPT  
REQUESTED**

Carlos Castillo  
Buddy's Parking  
412 S Dearborn St  
Chicago, IL 60605-1107

**CERTIFIED MAIL, RETURN RECEIPT  
REQUESTED**

Jayna M. Brown , Attorney  
Teamsters Local 727  
1300 W. Higgins Rd  
Ste 111  
Park Ridge, IL 60068-5764

**CERTIFIED MAIL**

November 16, 2017

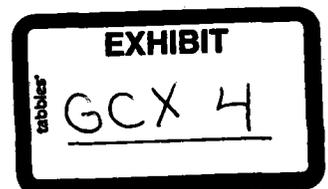
Date

Denise Gatsoudis, Designated Agent of NLRB

Name

*/s/ Denise Gatsoudis*

Signature



UNITED STATES GOVERNMENT  
NATIONAL LABOR RELATIONS BOARD  
NOTICE

Case 13-CA-202604

The issuance of the notice of formal hearing in this case does not mean that the matter cannot be disposed of by agreement of the parties. On the contrary, it is the policy of this office to encourage voluntary adjustments. The examiner or attorney assigned to the case will be pleased to receive and to act promptly upon your suggestions or comments to this end.

An agreement between the parties, approved by the Regional Director, would serve to cancel the hearing. However, unless otherwise specifically ordered, the hearing will be held at the date, hour, and place indicated. Postponements *will not be granted* unless good and sufficient grounds are shown *and* the following requirements are met:

- (1) The request must be in writing. An original and two copies must be filed with the Regional Director when appropriate under 29 CFR 102.16(a) or with the Division of Judges when appropriate under 29 CFR 102.16(b).
- (2) Grounds must be set forth in *detail*;
- (3) Alternative dates for any rescheduled hearing must be given;
- (4) The positions of all other parties must be ascertained in advance by the requesting party and set forth in the request; and
- (5) Copies must be simultaneously served on all other parties (listed below), and that fact must be noted on the request.

Except under the most extreme conditions, no request for postponement will be granted during the three days immediately preceding the date of hearing.

Carlos Castillo  
Buddy's Parking Company LLC  
8649 North Laramie  
Skokie, IL 60077

Carlos Castillo  
Buddy's Parking Company, LLC  
2720 W Chicago Ave  
Chicago, IL 60622-4404

Carlos Castillo  
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412 S Dearborn St  
Chicago, IL 60605-1107

Jayna M. Brown , Attorney  
Teamsters Local 727  
1300 W. Higgins Rd  
Ste 111  
Park Ridge, IL 60068-5764

## Procedures in NLRB Unfair Labor Practice Hearings

The attached complaint has scheduled a hearing that will be conducted by an administrative law judge (ALJ) of the National Labor Relations Board who will be an independent, impartial finder of facts and applicable law. **You may be represented at this hearing by an attorney or other representative.** If you are not currently represented by an attorney, and wish to have one represent you at the hearing, you should make such arrangements as soon as possible. A more complete description of the hearing process and the ALJ's role may be found at Sections 102.34, 102.35, and 102.45 of the Board's Rules and Regulations. The Board's Rules and regulations are available at the following link: [www.nlr.gov/sites/default/files/attachments/basic-page/node-1717/rules\\_and\\_regs\\_part\\_102.pdf](http://www.nlr.gov/sites/default/files/attachments/basic-page/node-1717/rules_and_regs_part_102.pdf).

The NLRB allows you to file certain documents electronically and you are encouraged to do so because it ensures that your government resources are used efficiently. To e-file go to the NLRB's website at [www.nlr.gov](http://www.nlr.gov), click on "e-file documents," enter the 10-digit case number on the complaint (the first number if there is more than one), and follow the prompts. You will receive a confirmation number and an e-mail notification that the documents were successfully filed.

**Although this matter is set for trial, this does not mean that this matter cannot be resolved through a settlement agreement.** The NLRB recognizes that adjustments or settlements consistent with the policies of the National Labor Relations Act reduce government expenditures and promote amity in labor relations and encourages the parties to engage in settlement efforts.

### I. BEFORE THE HEARING

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United States Government  
**NATIONAL LABOR RELATIONS BOARD**  
Region 13  
219 S. Dearborn Street, Suite 808  
Chicago, Illinois 60604

Telephone: (312) 353-7570  
Fax: (312) 886-1341

December 12, 2017

Buddy's Parking Company, LLC  
8649 North Laramie  
Skokie, IL 60077  
Attn: Carlos Castillo

Buddy's Parking Company, LLC  
2720 West Chicago Avenue  
Chicago, IL 60622  
Attn: Carlos Castillo and/or Romana Vega

Re: Buddy's Parking & IBT 727  
Case: 13-CA-202604

Dear Mr. Castillo and Ms. Vega:

On November 16, 2017, a Complaint and Notice of Hearing issued against Buddy's Parking Company, LLC in Case 13-CA-202604 alleging violations of Section 8(a)(5) of the Act, and a copy of the Complaint and Notice of Hearing has been attached hereto. Pursuant to Sections 102.20 of the Board's Rules and Regulations, you were required to file an Answer to the Complaint and Notice of Hearing no later than November 30, 2017.

There has been no Answer filed with our office to date. If no Answer is filed with our office by close of business on **Tuesday, December 19, 2017**, the Region will file a Motion for Default Judgment with the Board. If you have any questions, please call me at 312-353-9158.

Sincerely,

*/s/ Paul Hitterman*

Paul Hitterman  
Regional Attorney  
National Labor Relations Board, Region 13

