

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

SILVERSTAR DELIVERY LTD

and

Case 07-CA-199193

**LOCAL 337, INTERNATIONAL
BROTHERHOOD OF TEAMSTERS,
AFL-CIO**

and

Case 07-CA-200543

KIMBERLY JOHNSON

ORDER¹

The Employer's Petition to Revoke subpoena ad testificandum A-1-XK18KJ, addressed to Julie Boone, is denied.² The subpoena seeks information relevant to the matters under investigation and describes 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. See *Postal Workers Local 64 (USPS)*, 340 NLRB 912 (2003); *Offshore Mariners United*, 338 NLRB 745 (2002). Further, the Petitioner has failed to establish any other legal basis for revoking the subpoena. See generally, *NLRB v. North Bay Plumbing, Inc.*, 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).

Dated, Washington, D.C., January 24, 2018

MARVIN E. KAPLAN,

CHAIRMAN

MARK GASTON PEARCE,

MEMBER

WILLIAM J. EMANUEL,

MEMBER

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.

² In considering the petition to revoke, we have evaluated the subpoena in light of the Region's willingness, set forth in its opposition brief, to take Boone's affidavit testimony by video conference on a mutually agreeable date in order to alleviate any asserted burdens on the Employer's operations.