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Attorneys for TEAMSTERS UNION LOCAL NO. 206

UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD

REGION 19

TEAMSTERS UNION LOCAL NO. 206,  
  
and  
  
SAFEWAY, INC.,

No. 19-CB-168283;  
19-CB-178098;  
19-CB-192630

**RESPONDENT'S LIMITED  
CROSS-EXCEPTION**

To the extent that lines 1-2 and footnote on page 25 in the ALJ's decision can be read as holding that Respondent insisted on any application of the CDC contract at the PDC, Respondent excepts to such a holding. ALJ Decision p. 25 lines 1-2; see also n. 55. However, Respondent reads the decision as holding that Respondent insisted only that recognition of Local 305 was improper and that Local 206 could engage effects bargaining about the closure of CDC. The Respondent understands the ALJ's discussion about the application of contracts to be a legal holding about what proposals fall within the scope of effects bargaining rather than a factual

finding that Respondent insisted on application of its contract.

Dated: February 5, 2018

Respectfully Submitted,

WEINBERG, ROGER & ROSENFELD  
A Professional Corporation

By:           /s/ David A. Rosenfeld            
          DAVID A. ROSENFELD

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**PROOF OF SERVICE**

I am a citizen of the United States and resident of the State of California. I am employed in the County of Alameda, State of California, in the office of a member of the bar of this Court, at whose direction this service was made. I am over the age of eighteen years and not a party to the within action.

On February 5, 2018, I electronically filed the foregoing **RESPONDENT’S LIMITED CROSS EXCEPTION** with the National Labor Relations Board, by using its CM/ECF system.

- BY ELECTRONIC SERVICE:** By electronically mailing a true and correct copy through Weinberg, Roger & Rosenfeld’s electronic mail system from [kkempler@unioncounsel.net](mailto:kkempler@unioncounsel.net) to the email addresses set forth below.

On the following part(ies) in this action:

Executive Secretary  
National Labor Relations Board  
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*By Electronic Filing*

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*Attorneys for National Labor Relations Board*

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on February 5, 2018, at Alameda, California.

*/s/ Karen Kempler*  
Karen Kempler