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SOUTHERN CALIFORNIA PERMANENTE
11 MEDICAL GROUP and KAISER FOUNDATION HOSPITALS

12 UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA
14

15 JAMES F. SMALL, Regional Director of
16 Region 21 of the National Labor Relations
Board, for and on behalf of the
17 NATIONAL LABOR RELATIONS
BOARD,

18 Petitioner,

19 vs.

20 SOUTHERN CALIFORNIA
21 PERMANENTE MEDICAL GROUP
AND KAISER FOUNDATION
22 HOSPITALS,

23 Respondents.

No. CV 10-7395 GAF (FMOx)

**AFFIDAVIT OF ARLENE
PEASNALL CONCERNING
RESPONDENTS' COMPLIANCE
WITH ORDER GRANTING
PRELIMINARY INJUNCTION
UNDER SECTION 10(j) OF THE
NATIONAL LABOR RELATIONS
ACT, AS AMENDED**

Judge: Hon. Gary A. Feess
Courtroom: Roybal 740

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1 I, Arlene Peasnell, declare as follows:

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3 1. I am the Senior Vice President, Human Resources, Southern California
4 Region for Kaiser Foundation Health Plan, Inc. In this position I am the person
5 responsible for the compliance of Southern California Permanente Medical Group and
6 Kaiser Foundation Hospitals with the Order of this Court Granting the Preliminary
7 Injunction Under Section 10(j) of the National Labor Relations Act, as amended, dated
8 December 16, 2010 (the "Order").
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10 2. I make this affidavit based on my own personal knowledge and on
11 information provided to me by others which I believe to be true and correct. If called as
12 a witness at trial or at a hearing before this Court, I could and would testify competently
13 as to the matters set forth herein.
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15 3. I have caused copies of the Order to be posted on or near the various
16 employer controlled bulletin boards (where the employer usually places notices to
17 employees) at each workplace where employees represented by the National Union of
18 Healthcare Workers in the respective units covered by the Order are regularly
19 employed. These will be maintained, unobstructed and free of defacement, throughout
20 the pendency of the Board's administrative proceedings. Additionally, copies of the
21 Order have been placed in the Human Resources offices at each such facility and are
22 available to employees if they so desire.
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1 4. The 2% across the board pay increase has been granted to employees
2 represented by the National Union of Healthcare Workers in the respective units
3 covered by the Order effective December 13, 2010. (This is the date that starts the
4 respective payroll period covered by the Order.) The first payments will be made to
5 employees represented by the National Union of Healthcare Workers in the respective
6 units covered by the Order in their January 14, 2011 paychecks. Any adjustments (due
7 to overtime or errors in calculating actual hours worked over the holiday period) will be
8 made promptly, but no later than the January 28, 2011 paychecks.
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11 5. The employees represented by the National Union of Healthcare Workers
12 in the respective units covered by the Order became eligible for reimbursement of
13 continuing education related expenses, including tuition, effective December 15, 2010.
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16 6. Effective December 15, 2010, Respondents have allowed and will continue
17 to allow the union stewards for the National Union of Healthcare Workers to attend paid
18 steward training meetings in accordance with the Order and Respondents' past practices
19 in connection with such steward training meetings.
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21 7. Upon request, Respondents will grant to agents of the National Labor
22 Relations Board reasonable access to Respondents' facilities in order to monitor
23 Respondents' compliance with the posting requirements of the Order.
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25 8. Respondents will bargain collectively and in good faith with the National
26 Union of Healthcare Workers as the exclusive representative of the employees in the
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1 units described in the Order concerning terms and conditions of employment and, if an
2 understanding is reached, embody it in a signed agreement.
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4 I declare that the foregoing is true and correct under penalty of perjury under the
5 laws of the United States of America and that this Affidavit was signed on January 5,
6 2011 at Pasadena, California.
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10 ARLENE PEASNALL _____
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Miscellaneous Filings (Other Documents)

2:10-cv-07395-GAF -FMO James F. Small v. Southern California Permanente Medical Group et al

(FMOx), DISCOVERY

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA

Notice of Electronic Filing

The following transaction was entered by Lindsay, Michael on 1/5/2011 at 8:48 AM PST and filed on 1/5/2011

Case Name: James F. Small v. Southern California Permanente Medical Group et al

Case Number: 2:10-cv-07395-GAF -FMO

Filer: Southern California Permanente Medical Group

Document Number: 27

Docket Text:

AFFIDAVIT re Order[26] Granting Preliminary Injunction filed by Respondent Southern California Permanente Medical Group (Lindsay, Michael)

2:10-cv-07395-GAF -FMO Notice has been electronically mailed to:

Michael R Lindsay mlindsay@nixonpeabody.com

Neil A Warheit neil.warheit@nlrb.gov

Robert N MacKay robert.mackay@nlrb.gov

2:10-cv-07395-GAF -FMO Notice has been delivered by First Class U. S. Mail or by fax to :

William M Pate , Jr
National Labor Relations Board Region 21
888 South Figueroa Street 9th Floor
Los Angeles, CA 90017-5449

The following document(s) are associated with this transaction:

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Electronic document Stamp:

[STAMP cacdStamp_ID=1020290914 [Date=1/5/2011] [FileNumber=10898607-0]
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