

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 20**

**INTERNATIONAL ALLIANCE OF THEATRICAL
STAGE EMPLOYEES, LOCAL 16 (VARIOUS
EMPLOYERS)**

and

DAVID EDWARD JURY, an Individual

**Cases: 20-CB-213058
20-CB-213223
20-CB-214630
20-CB-217075
20-CB-222610**

**RESPONSE TO RESPONDENT’S MOTION FOR PERMISSION TO FILE A
SPECIAL APPEAL TO THE BOARD**

Pursuant to Section 102.26 of the Board’s Rules and Regulations, Counsel for the General Counsel (GC) hereby RESPONDS in OPPOSITION to the Respondent’s April 11, 2019 Motion for Permission to File a Special Appeal to the Board.

Respondent’s only complaint is that, in issuing his Order Approving Settlement Agreement (attached as Exhibit A to Respondent’s Motion), ALJ Giannopoulos ordered the matter remanded to the Regional Director to monitor compliance and to “file a motion with the Administrative Law Judge to withdraw the complaint” once compliance was attained. Despite Respondent’s protestations, the ALJ’s Order is consistent with both the terms of the settlement agreement itself (entered into the record as GC Exhibit 66¹) and with Board practice and procedure. See, e.g., NLRB Casehandling Manual, Part One, Unfair Labor Practice Proceedings, § 10154.4 (“If a settlement agreement is approved by the ALJ, counsel for the General Counsel should move for an indefinite adjournment. After compliance has been effected, counsel for the General Counsel

¹ See, in particular, the sections entitled “Scope of the Agreement” and “Notification of Compliance.”

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should promptly file with the ALJ a motion to withdraw the complaint and close the record.”).

There is therefore no reason to grant Respondent’s Motion.

For the reasons stated, Respondent’s Motion should be DENIED.

Dated: April 15, 2019

/s/ Richard J. McPalmer

Richard J. McPalmer
Counsel for the General Counsel