

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 10

IMERYS CARBONATES USA, INC.

and

Case 10-CA-232952

ROBERT JOSEPH BLANTON, an Individual

**UNITED STEEL, PAPER AND FORESTRY,
RUBBER, MANUFACTURING, ENERGY,
ALLIED INDUSTRIAL AND SERVICE
WORKERS INTERNATIONAL UNION,
AFL-CIO**

and

**UNITED STEEL, PAPER AND FORESTRY,
RUBBER, MANUFACTURING, ENERGY,
ALLIED INDUSTRIAL AND SERVICE
WORKERS INTERNATIONAL UNION,
LOCAL 254-06, AFL-CIO**

and

Cases 10-CB-232953

10-CB-240168

ROBERT JOSEPH BLANTON, an Individual

MOTION TO CORRECT RECORD

Pursuant to Section 102.24 of the Board's Rules and Regulations, as amended, Counsel for the General Counsel files this Motion to Correct Record.

From December 9 through December 11, 2019, a hearing was held in the above-referenced matter. Upon receiving the hearing transcripts, Counsel for the General Counsel noted certain errors that should be corrected so that the record more accurately reflects the exhibits accepted at hearing.

Counsel for the General Counsel contacted eScribers, LLC, the entity with whom the National Labor Relations Board contracted to perform reporting services, and informed them that an exhibit was placed into the record erroneously, and that a different exhibit was left out of the record erroneously.

Specifically:

- 1) General Counsel Exhibit 5 (Joe Young's affidavit) was never offered or accepted into the record, and should not have been included with the exhibits to the hearing transcript.
- 2) General Counsel Exhibit 6 (Internal Union email from December 6, 2018; attached) was accepted into the record, but was not included with the hearing exhibits and should have been. (See page 346 lines 6-11 of the hearing transcript.)

In these circumstances, as there are errors in the record, Counsel for the General Counsel moves that the Administrative Law Judge order the record to be corrected to delete General Counsel Exhibit 5 from the record, and to include General Counsel Exhibit 6 in the record.

DATED AT Atlanta, Georgia, this 27th day of December 2019.

Respectfully submitted,

/s/Kurt Brandner

Kurt Brandner

Counsel for the General Counsel
National Labor Relations Board,
Region 10

233 Peachtree Street NE, Suite 1000
Atlanta, Georgia 30303-1504

ATTACHMENT

Smith, Kelly

From: Flippo, Dan
Sent: Thursday, December 06, 2018 7:23 PM
To: Darryl Ford
Cc: Wright, Tommy U.; Cochran, Mark; Smith, Kelly; Alexander Perkins; Perkins, Alex
Subject: RE: Imery / Robert Blanton

Thank you Darryl. As always, good work. /daniel

From: Darryl Ford [mailto:darrylford714@gmail.com]
Sent: Thursday, December 6, 2018 8:21 AM
To: Flippo, Dan; Wright, Tommy U.; Cochran, Mark; Smith, Kelly; Alexander Perkins
Subject: Imery / Robert Blanton

I just received a phone call from Shannon Smith the HR director of Imery. He informed me that Robert Blanton will be terminated immediately for physically assaulting the Unit Chair Joe Young. Robert Blanton is the employee that has been instigating this bi-weekly pay issue.

I talked with Joe Young (Unit Chair) last night and informed him about Robert Blanton. I instructed Joe to troubleshoot any damage that Robert has done with our members. Joe was going around this morning and informing all the members that the Union had requested to meet and discuss this issue with the company. When he got to Robert Blanton, Robert became violent and began to push Joe repeatedly.

The company informed me that they will be asking the police to have regular drive by for the next couple of days due to their fear that Robert may do something stupid.