



United States Government

NATIONAL LABOR RELATIONS BOARD

OFFICE OF THE GENERAL COUNSEL

Washington, D.C. 20570

February 7, 2020

Margaret Carter
Clerk of the Court
U.S. Court of Appeals for the First Circuit
John Joseph Moakley U.S. Courthouse
1 Courthouse Way, Suite 2500
Boston, MA 02210

Re: *NLRB v. The Wang Theatre Inc., d/b/a Citi
Performing Arts Center*
Board Case No. 01-CA-179293

Dear Ms. Carter:

I am electronically filing a copy of the National Labor Relations Board's application for enforcement of its Orders in the above-captioned case.

Please serve a copy of the application for enforcement on the Respondent, The Wang Theatre Inc., d/b/a Citi Performing Arts Center, whose address appears on the service list. I have served a copy of the application on each party admitted to participate in the Board proceedings, and their names and addresses also appear on the service list.

I am counsel of record for the Board, and all correspondence should be addressed to me. I would appreciate your furnishing the Board's Regional Director, whose name and address also appear on the service list, with a copy of

any correspondence the Court sends to counsel in this case. The Board attorneys directly responsible for this case are Usha Dheenan (202) 273-2948 and Jared D. Cantor (202) 273-0016.

Sincerely,

/s/ David Habenstreit

David Habenstreit

Assistant General Counsel

NATIONAL LABOR RELATIONS BOARD

1015 Half Street, SE

Washington, DC 20570

(202) 273-2960

Enclosure

SERVICE LIST

NLRB v. The Wang Theatre Inc., d/b/a Citi Performing Arts Center
Board Case No. 01-CA-179293

Arthur G. Telegen, Esq.
Skelly Harper, Esq.
Seyfarth Shaw LLP
World Trade Center East
Two Seaport Lane
Suite 300
Boston, MA 02210-2080
Email: atelegen@seyfarth.com
Email: sharper@seyfarth.com

Respondent's Counsel

Michael Szczepkowski, VP & General Mgr.
The Wang Theatre, Inc.
d/b/a Citi Performing Arts Center
270 Tremont Street
Boston, MA 02116-5603
Email: mszczepkowski@citicenter.org

Respondent

Gabriel O. Dumont Jr., Esq.
Dumont, Morris, and Burke, PC
141 Tremont Street, Suite 500
Boston, MA 02111-1298
Email: gdumont@dmbpc.net

Charging Party's Counsel

Patrick Hollenbeck, President
Boston Musicians' Association,
Local 9-535,
A/W American Federation of Musicians
130 Concord Avenue
Belmont, MA 02478-4035

Charging Party

Paul Murphy
National Labor Relations Board
Region 1
10 Causeway Street, Room 601
Boston, MA 02222-1072

Acting Regional Director

**UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT**

NATIONAL LABOR RELATIONS BOARD)	
Petitioner)	
)	
v.)	Board Case No.
)	01-CA-179293
THE WANG THEATRE INC., d/b/a)	
CITI PERFORMING ARTS CENTER)	
Respondent)	

**APPLICATION FOR ENFORCEMENT
OF ORDERS OF THE
NATIONAL LABOR RELATIONS BOARD**

The National Labor Relations Board hereby applies to the Court for enforcement of its Order issued against The Wang Theatre Inc., d/b/a Citi Performing Arts Center, on October 30, 2019, in Board Case No. 01-CA-179293, reported at 368 NLRB No. 107, which reaffirms its Order issued against The Wang Theatre Inc., d/b/a Citi Performing Arts Center, on November 10, 2016, in Board Case No. 01-CA-179293, reported at 364 NLRB No. 146. The Board seeks enforcement of its Orders in full.

The Court has jurisdiction over this application pursuant to Section 10(e) of the National Labor Relations Act, as amended (29 U.S.C. § 151, 160(e)). Venue is proper in this Circuit because the unfair labor practices occurred in Boston, Massachusetts.

/s/ David Habenstreit
David Habenstreit
Assistant General Counsel
NATIONAL LABOR RELATIONS BOARD
1015 Half Street, SE
Washington, DC 20570
(202) 273-2960

Dated at Washington, DC
this 7th day of February 2020

**UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT**

NATIONAL LABOR RELATIONS BOARD)	
Petitioner)	
)	
v.)	Board Case No.
)	01-CA-179293
THE WANG THEATRE INC., d/b/a)	
CITI PERFORMING ARTS CENTER)	
Respondent)	

CERTIFICATE OF SERVICE

I hereby certify that on February 7, 2020, I filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the First Circuit by using CM/ECF system. I certify that the foregoing document was served on all parties or their counsel of record through the appellate CM/ECF system.

/s/ David Habenstreit
David Habenstreit
Assistant General Counsel
NATIONAL LABOR RELATIONS BOARD
1015 Half Street, SE
Washington, DC 20570

Dated at Washington, DC
this 7th day of February 2020