

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

**DEEP DISTRIBUTORS OF GREATER NY
D/B/A THE IMPERIAL SALES, INC.**

and

**Cases 29-CA-147909
29-CA-157108**

LOCAL 660, UNITED WORKERS OF AMERICA

and

HENRY HERNANDEZ, an Individual

**COUNSEL FOR THE GENERAL COUNSEL'S
MOTION TO WITHDRAW PARTIAL SUMMARY JUDGMENT MOTION**

On June 27, 2019, the Regional Director for Region 29 of the National Labor Relations Board issued a Compliance Specification and Notice of Hearing, “the Specification,” scheduling a hearing for September 24, 2019, regarding the backpay owed to the named discriminatees. On August 1, 2019, Deep Distributors of Greater NY d/b/a the Imperial Sales, Inc., “Respondent,” filed an answer to the Specification. Respondent failed to properly answer certain allegations set forth in the Specification.

On August 26, 2019, the Counsel for the General Counsel filed a Motion for Partial Summary Judgment with the Board, seeking summary judgment on certain allegations in the Specification. On September 17, 2019, the Board issued a Notice to Show Cause why the Region’s Motion for Partial Summary Judgment should not be granted. Although the Board granted Respondent’s request for additional time within which to file a response to the Notice to Show Cause, Respondent did not file a response.

Thereafter, On March 20, 2020, the Regional Director for Region 29 approved a Compliance Agreement entered into by Counsel for the General Counsel, Respondent, and the

respective Charging Parties. This Compliance Agreement settles all of the monetary remedies sought in the Specification.

Since Respondent has settled all monetary claims in the above-captioned cases, the Counsel for the General Counsel hereby requests to withdraw the Motion for Partial Summary Judgment filed on August 26, 2019.

Dated at Brooklyn, New York, March 30, 2020.

By: /s/ Emily A. Cabrera

EMILY A. CABRERA
COUNSEL FOR THE GENERAL COUNSEL
NATIONAL LABOR RELATIONS BOARD