

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse
Room 2722 - 219 S. Dearborn Street
Chicago, Illinois 60604



Office of the Clerk
Phone: (312) 435-5850
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FINAL JUDGMENT

August 5, 2020

Before:

MICHAEL B. BRENNAN, Circuit Judge

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| No. 20-1812 | NATIONAL LABOR RELATIONS BOARD, Petitioner v. BURRINK COMMERCIAL SERVICES, INC., Respondent |
| Originating Case Information: | |
| Agency Case No: 13-CA-246967 National Labor Relations Board | |

Upon consideration of the **APPLICATION FOR SUMMARY ENTRY OF A JUDGMENT ENFORCING AN ORDER OF THE NATIONAL LABOR RELATIONS BOARD**, filed on May 14, 2020, by counsel for the petitioner,

IT IS ORDERED that the application is **GRANTED** and the attached judgment is **ENFORCED**.

NATIONAL LABOR RELATIONS BOARD

v.

BURRINK COMMERCIAL SERVICES INC.

ORDER

Burrink Commercial Services Inc., Cedar Lake, Indiana, its officers, agents, successors, and assigns shall

1. Cease and desist from
 - (a) Physically assaulting picketers lawfully engaged in area standards picketing at the Respondent's jobsite because employees supported the Union and/or to discourage them from supporting the Union.
 - (b) In any like or related manner interfering with, restraining, or coercing employees in the exercise of the rights guaranteed them by Section 7 of the Act.
2. Take the following affirmative action necessary to effectuate the policies of the Act.
 - (a) Within 14 days after service by the Region, post copies of the attached notice marked "Appendix" at the Respondent's facility in Cedar Lake, Indiana, as well as at the job site where the assault took place, if the Respondent still maintains a presence there. Copies of the notice, on forms provided by the Regional Director for Region 13, after being signed by the Respondent's authorized representative, shall be posted by the Respondent and maintained for 60 consecutive days in conspicuous places, including all places where notices to employees are customarily posted. In addition to physical posting of paper notices, notices shall be distributed electronically, such as by email, posting on an intranet or an internet site, and/or other electronic means, if the Respondent customarily communicates with its employees by such means. Reasonable steps shall be taken by the Respondent to ensure that the notices are not altered, defaced, or covered by any other material. If the Respondent has gone out of business or closed the facility involved in these proceedings, if the construction project at the jobsite where the assault took place is complete, or if the Respondent has ceased operations at that location, the Respondent shall duplicate and mail, at its

own expense, a copy of the notice to all current employees and former employees employed by the Respondent at any time since August 8, 2019.

- (b) Within 21 days after service by the Region, file with the Regional Director for Region 13 a sworn certification of a responsible official on a form provided by the Region attesting to the steps that the Respondent has taken to comply.

APPENDIX

NOTICE TO EMPLOYEES

POSTED PURSUANT TO A JUDGMENT OF THE UNITED STATES
COURT OF APPEALS ENFORCING AN ORDER OF THE
NATIONAL LABOR RELATIONS BOARD
An Agency of the United States Government

The National Labor Relations Board has found that we violated Federal labor law and has ordered us to post and obey this notice.

FEDERAL LAW GIVES YOU THE RIGHT TO

Form, join, or assist a union

Choose representatives to bargain with us on your behalf

Act together with other employees for your benefit and protection

Choose not to engage in any of these protected activities.

WE WILL NOT physically assault picketers lawfully engaged in area standards picketing at our job site because our employees supported the Union and/or to discourage our employees from supporting the Union.

WE WILL NOT in any like or related manner interfere with, restrain, or coerce you in the exercise of the rights listed above.

BURRINK COMMERCIAL SERVICES INC.

The Board's decision can be found at www.nlr.gov/case/13-CA-246967 or by using the QR code below. Alternatively, you can obtain a copy of the decision from the Executive Secretary, National Labor Relations Board, 1015 Half Street, S.E., Washington, D.C. 20570, or by calling (202) 273-1940.

