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December 22, 2020

Paul J. Murphy
Acting Regional Director
NLRB
10 Causeway Street, Room 601
Boston, MA 02222

**Re: Curran, Berger & Kludt
01-RC-269805**

Dear Acting Regional Director Murphy,

The Union does not object to postponing the hearing until December 30, on the narrow ground that the hearing is currently scheduled for the first business day following Christmas. The Union's view is that the issues presented by the employer are not complex at all, and can be summarily dismissed. Its position concerning confidential status was specifically rejected by the NLRB long ago in Kleinberg, Kaplan, Wolff, Cohen & Burrows, P.C., 253 NLRB 450 (1981) (which addressed the footnote from the Foley Hoag case). Its argument that the UAW is "conflicted out of representing" CBK's employees is not, as the employer appears to acknowledge, supported by any authority whatsoever, and this peculiar argument can and should be summarily rejected by the Regional Director. Thank you.

Sincerely,

/s/ James A.W. Shaw

James A.W. Shaw

cc: Johan W.E. Maitland, Esq. (by email, jmaitland@drm.com)