

## **10595 PROCEDURES TO FOLLOW UPON ISSUANCE OF AN ADMINISTRATIVE LAW JUDGE'S DECISION**

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When the General Counsel decides not to file exceptions to an administrative law judge's decision, the Region should immediately obtain the positions of the parties on voluntary compliance.

When the charged party agrees to comply and no exceptions are to be filed, the Region should request in a letter that respondent begin to take steps to comply with the administrative law judge's decision, including, but not limited to, posting the Notice to Employees, offering reinstatement and expunging files. The letter should also ask for any documents that will be needed to calculate backpay or any other monetary remedy. Compliance actions taken prior to the Board order, including any period of the notice posting, should be accorded full recognition as compliance with the Board order.

Should the charged party not agree to comply and/or exceptions are to be filed, the Region should:

- Continue to pursue compliance or settlement.
- Continue to monitor the viability of respondent by reviewing any information submitted by the charging party and/or discriminatee regarding the viability of respondent, run a database search (AutoTrak) for respondent and respondent's principals to see if the corporation is in good standing and that affiliated companies have not been formed, and begin an investigation if necessary.
- Maintain contact with discriminatees through quarterly requests for information from which backpay could be calculated.
- Update backpay calculations.