

NOT INCLUDED IN
BOUND VOLUMES

HGB
Santa Fe, NM

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

MERCHANTS BUILDING MAINTENANCE, LLC

and

Case 28-CA-022660

ELIZABETH CASTRO

and

Case 28-CA-022882

AXEL CARMONA

ORDER DENYING
MOTION FOR RECONSIDERATION

On June 27, 2012, the National Labor Relations Board issued a Decision and Order in this proceeding.¹ The Board found that the Respondent violated Section 8(a)(1) of the Act by refusing to rehire 21 alleged discriminatees in retaliation for their protected activity, and by unlawfully threatening employees.

On July 25, 2012, the Respondent filed a Motion for Reconsideration, asking the Board to "reconsider the record and arguments made in the underlying proceeding" in light of "errors" in the Board's decision. On August 3, 2012,

¹ 358 NLRB No. 67.

the Acting General Counsel filed an opposition.

The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.

Under Section 102.48(d) of the Board's Rules and Regulations, a motion for reconsideration must be justified by "extraordinary circumstances." As the Respondent has provided no such justification and has raised no substantial argument not previously considered by the Board, we will deny the motion.

IT IS ORDERED that the Motion for Reconsideration is denied.

Dated, Washington, D.C., September 26, 2012.

Brian E. Hayes, Member

Richard F. Griffin, Jr., Member

Sharon Block, Member

(SEAL)

NATIONAL LABOR RELATIONS BOARD