

STATE OF CALIFORNIA

AGRICULTURAL LABOR RELATIONS BOARD

GERAWAN FARMING, INC.,	)	Case No.	2013-RD-003-VIS
	)		(39 ALRB No. 20)
	)		
Employer,	)	Case Nos.	
	)	2012-CE-041-VIS	2013-CE-041-VIS
and	)	2012-CE-042-VIS	2013-CE-042-VIS
	)	2012-CE-046-VIS	2013-CE-043-VIS
SILVIA LOPEZ,	)	2012-CE-047-VIS	2013-CE-044-VIS
	)	2013-CE-007-VIS	2013-CE-045-VIS
Petitioner,	)	2013-CE-009-VIS	2013-CE-055-VIS
	)	2013-CE-025-VIS	2013-CE-058-VIS
and	)	2013-CE-027-VIS	2013-CE-060-VIS
	)	2013-CE-030-VIS	2013-CE-062-VIS
UNITED FARM WORKERS OF	)	2013-CE-038-VIS	2013-CE-063-VIS
AMERICA,	)	2013-CE-039-VIS	
	)		
<u>Certified Bargaining Representative.</u>	)		
GERAWAN FARMING, INC.,	)	ORDER DENYING APPLICATION	
	)	FOR SPECIAL PERMISSION TO	
Respondent,	)	APPEAL EXECUTIVE	
	)	SECRETARY'S ORDER	
and	)	DENYING MOTION FOR LEAVE	
	)	TO FILE REPORT OF JEROME	
UNITED FARM WORKERS OF	)	SAPIRO, JR.	
AMERICA,	)		
	)		
Charging Party.	)	Admin. Order No. 2016-01	
	)		
	)	(January 15, 2016)	
	)		

On November 13, 2015, Gerawan Farming, Inc. (“Gerawan”), employer and respondent in the above-captioned matter filed with the Executive Secretary of the Agricultural Labor Relations Board (the “ALRB” or “Board”) a motion for leave to file

a “Report by Jerome Sapiro, Jr.” (the “Sapiro Report”) including the 135 page report itself, along with 68 exhibits to the report. In an order dated December 22, 2015, the Executive Secretary denied the motion.

On December 24, 2015, Gerawan filed an application for special permission to appeal the Executive Secretary’s order (the “Application”). Pursuant to the Board’s scheduling order of December 29, 2015, the General Counsel and the United Farm Workers of America (the “UFW”) filed responses opposing the Application. Petitioner Silvia Lopez filed a response in support of the Application.

The Board has considered the Application and the materials filed in support of and in opposition to the Application. For the reasons stated in the Executive Secretary’s order, the Application is DENIED.<sup>1</sup>

Dated: January 15, 2016

William B. Gould IV, Chairman

Genevieve A. Shiroma, Member

Cathryn Rivera-Hernandez, Member

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<sup>1</sup> Gerawan argues that the Board should take “official notice” of the “facts on which [Mr. Sapiro’s] report was based.” [Application p. 3] Gerawan’s request for administrative notice is unsupported and, therefore, denied.