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From: BNA Highlights [mailto:bhighlig@bna.com]
Sent: Tuesday, May 10, 2011 10:39 PM
To: Purcell, Anne G.
Subject: May 10 -- BNA, Inc. Daily Labor Report

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Tuesday, May 10, 2011 • Number 90

LEADING THE NEWS

Disabilities

Seventh Circuit Rules Highway Worker Afraid of Heights Has Triable ADA Claims

A state highway maintainer on a bridge crew in Illinois who was diagnosed with acrophobia, a fear of heights, can proceed to trial on his claims that his employer violated the Americans with Disabilities Act by discriminating against him based...

NEWS

Communications

CWA, Cincinnati Bell Tentative Agreement Continues Two-Tier Provisions Set in 2008

Communications Workers of America locals 4400 and 4401 and Cincinnati Bell Inc. May 7 reached tentative agreement on a 39-month collective bargaining contract covering about 1,000 employees, the union and company announced....

Employment

More Laid-Off Workers Report Finding Jobs In 2011 Than Year Ago, CareerBuilder Says

The share of recently laid-off workers who have found jobs improved this year compared with the same period in 2010, according to survey results released May 10 by CareerBuilder....

Employment

President's Jobs Council Begins Tour

NLRB New Filing Finder Display Latest Filings

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To Solicit Input From Local Businesses

The President's Council on Jobs and Competitiveness (PCJC) May 10 held the first in a series of listening sessions to solicit input from local businesses on how the public and private sectors can partner to generate opportunity and job...

Health Care Employees

RNs Return to Work after Five-Day Strike At Children's Hospital in Oakland, California

Registered nurses, represented by the California Nurses Association/National Nurses United, May 10 began returning to their jobs at Children's Hospital in Oakland, following a five-day strike over health care benefits....

Health Care Employees

Two Minnesota Hospitals Fire 32 Workers Over Wrongly Accessing Patient Records

Allina Health System, which operates various hospitals and health clinics throughout Minnesota and western Wisconsin, has terminated 32 workers for accessing electronic patient records without proper authorization to do so, a hospital...

Health Care

Sanders, McDermott Champion Single-Payer, Say Vermont Could Be Harbinger of Action

Sen. Bernie Sanders (I-Vt.) and Rep. Jim McDermott (D-Wash.) said May 10 that the federal health care overhaul was an important first step, but that a single-payer system is needed to ensure coverage for all....

Hiring

Hiring Outlook for 2011 College Graduates Slightly Better Than Last Year, Surveys Show

This year's college graduates are more likely to have a job offer in hand than their 2010 counterparts, according to survey results released by the National Association of Colleges and Employers....

Immigration

Obama Says Overhauling Immigration Laws Is an 'Economic Imperative' for the Nation

An overhaul of the nation's immigration laws would "strengthen the middle class" by ensuring that there is "no longer a massive underground economy that exploits a cheap source of labor while depressing wages for everyone..."

Labor Department

Nomination for DOL Inspector General Withdrawn

The nomination of Paul M. Tiao to be the Labor Department's inspector general has been withdrawn, the White House announced May 9....

Maritime

GAO Officials Used Fake TWIC Cards To Access Several Ports, Report Says

Government Accountability Office investigators were able to

fraudulently obtain Transportation Worker Identification Credential (TWIC) cards with false identification documents and used the cards to access secure areas of numerous...

NLRB

Lawmakers, Business Groups Pan Solomon And White House Roles in NLRB Boeing Case

Republican lawmakers joined South Carolina Gov. Nikki Haley (R) and executives from several national business associations May 10 in criticizing National Labor Relations Board Acting General Counsel Lafe E. Solomon for authorizing a controversial...

Race Discrimination

Second Circuit Remands 1999 Case On Reverse Bias Claims Against City Schools

New York City's implementation of a 1999 agreement settling a Justice Department race bias case was not an affirmative action plan for purposes of Title VII of the 1964 Civil Rights Act and may have violated the rights of certain white employees...

Retaliation

Employee Did Not Exhaust Retaliation Claim Involving Employer Counterclaims, Court Says

An accounting and finance director who was fired by a New Mexico security service provider failed to exhaust her administrative remedies with respect to her claim that the company retaliated against her in violation of Title VII of the 1964...

Sex Discrimination

Court Rejects Health System's Motion To Dismiss Female Doctor's Bias Suit

Discrimination claims by a female physician who alleged that a health care system forced her out of her position as the supervisor of a satellite clinic survived a motion for summary judgment May 6 in a federal district court in South Dakota (Benson...

State Employees

Utah Legislature Overrides Veto, Restores Five-Day Workweek for Executive Branch

DENVER—Utah lawmakers May 7 overrode the governor's veto of a bill (H.B. 328) requiring executive branch agencies to operate for nine hours five days a week, effectively ending a policy of thousands of state government employees...

Unfair Labor Practices

NLRB Complaint Against CNA Alleges Unlawful Inclusion of Statement in Contracts

The National Labor Relations Board issued a complaint against the California Nurses Association/National Nurses United, alleging the union unlawfully included a "Weingarten rights" statement on or inside the cover of a number...

Unions

AFL-CIO Signs Partnership Agreements With Groups for Domestic, Guestworkers

NEW YORK—The AFL-CIO May 10 signed a pair of partnership agreements with groups representing domestic workers and guestworkers, continuing an outreach effort to assist workers excluded from collective bargaining representation...

Unions

Noel Beasley Elected Workers United President

Workers United General Executive Board May 9 elected Noel Beasley president of the union, an affiliate of Service Employees International Union, to succeed Bruce Raynor, who had stepped down from the position two days earlier, the union announced....

ALSO IN THE COURTS

Also in the Courts: A Roundup of Recent Labor and Employment Rulings

TEXT

NLRB's Weekly Summary of Cases, Dated May 2-6, 2011

VIDEO

See Latest Video: Maximizing Emotional Distress Damages In Employment Bias Cases by Josh Bowers

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