INTERNET FORM NLRB-501 (2-08)

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
CHARGE AGAINST EMPLOYER

FORM EXEMPT UNDER 44 U S C 3512

DO NOT WRITE IN THIS SPACE	
Case	Date Filed
19-CA-32431	3/26/10

INSTRUCTIONS:
File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT

a. Name of Employer
The Boeing Company

b. Tel. No. 206-662-9091

c. Cell No.

f. Fax No. 206-662-9001

d. Address *(Street, city, state, and ZIP code)*
P. O. Box 3707
Seattle, WA 98124

e. Employer Representative
Doug Kight

g. e-Mail

h. Number of workers employed
25,000

i. Type of Establishment *(factory, mine, wholesaler, etc.)*
production facility

j. Identify principal product or service
commercial airplanes

k. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and *(list subsections)* 8(a)(3) and 8(a)(5) of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.

2. Basis of the Charge *(set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)*

Within the last six months, The Boeing Company has:
(1) violated Section 8(a)(1) of the Act by threatening bargaining unit members represented by IAMAW District Lodge 751 because of their protected activity;
(2) violated Section 8(a)(5) of the Act by failing to bargain in good faith with District Lodge 751; and
(3) violated Section 8(a)(3) by beginning the process of transferring work from plants employing District Lodge 751 members to a new plant employing non-union workers in retaliation for bargaining unit workers' protected concerted activity.

3. Full name of party filing charge *(if labor organization, give full name, including local name and number)*
International Association of Machinists and Aerospace Workers District Lodge 751

4a. Address *(Street and number, city, state, and ZIP code)*
c/o Schwerin Campbell Barnard Iglitzin & Lavitt LLP
18 West Mercer Street, Ste. 400
Seattle, WA 98119-3971

4b. Tel. No. 206-285-2828

4c. Cell No.

4d. Fax No. 206-378-4132

4e. e-Mail
barnard@workerlaw.com

5. Full name of national or international labor organization of which it is an affiliate or constituent unit *(to be filled in when charge is filed by a labor organization)* International Association of Machinists and Aerospace Workers

6. DECLARATION
I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.

By Kathleen Phair Barnard
(signature of representative or person making charge)

Kathleen Phair Barnard, Attorney
(Print/type name and title or office, if any)

Address 18 W. Mercer St. Ste. 400, Seattle WA 98119

3/26/10
(date)

Tel. No. 206-285-2828

Office, if any, Cell No.

Fax No. 206-378-4132

e-Mail
barnard@workerlaw.com

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 *et seq.* The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.

ORIGINAL

CATS Assignment Sheet -- Charge Against Employer

Assign to: _____ 1/

Category: Diane Todd (3)

	Yes:	No:
10(j) Potential:		
USPS Info/Weingarten Handout:		
See Purple Sheet:		
Backpay Insert:		

8(a)(1)

- [ ] Changes in conditions of employment [not 8(a)(3)]
- [x] Coercive statements, including threats
- [ ] Denial of Access (*Lechmere*)
- [ ] Discharge of supervisor (*Parker-Robb Chevrolet*)
- [ ] Disparagement of Union/Employee
- [ ] Harassment
- [ ] Interference (*Weingarten*)
- [ ] Interrogation
- [ ] Lawsuits
- [ ] Other Allegations
- [ ] Polling Employees
- [ ] Promise of Benefits
- [ ] Rules: No-Solicitation/No-Distribution Rules
- [ ] Rules: Other Employer Rules
- [ ] Statements of Futility
- [ ] Surveillance
- [ ] Violence

8(a)(1) Discrimination

- [ ] Concerted: Benefits Altered
- [ ] Concerted: Discharge
- [ ] Concerted: Discipline
- [ ] Concerted: Layoff
- [ ] Concerted: Lockout
- [ ] Concerted: Onerous Assignment/Conditions
- [ ] Concerted: Other Allegations
- [ ] Concerted: Promotions Withheld
- [ ] Concerted: Refusal to Consider/Hire
- [ ] Concerted: Refusal to Reinstate
- [ ] Concerted: Rewards
- [ ] Concerted: Shutdown or Relocate
- [ ] Concerted: Suspension
- [ ] Concerted: Union Security Related
- [ ] Concerted: Wages Altered

8(a)(2):

- [ ] Assistance
- [ ] Creation of In-House Organization (*Electromation*)
- [ ] Domination
- [ ] Interference
- [ ] Other Allegations
- [ ] Unlawful Recognition

8(a)(3):

- [ ] Benefits Altered
- [ ] Discharge
- [ ] Discharge, Constructive
- [ ] Discipline
- [ ] Inherently Destructive Conduct
- [ ] Investigatory Meetings (*Weingarten*)
- [ ] Lawsuit
- [ ] Layoff
- [ ] Lockout
- [ ] Onerous Assignments/Conditions
- [ ] Other Allegations
- [ ] Promotions Withheld
- [ ] Refusal to Consider/Hire Applicant (Not salting)
- [ ] Refusal to Consider/Hire Applicant (salting)
- [ ] Refusal to Reinstate Employee/Striker (e.g. *Laidlaw*)
- [ ] Rewards
- [x] Shutdown or Relocate
- [ ] Subcontract Unit Work
- [ ] Suspension
- [ ] Union Security Related Actions
- [ ] Wages Altered

8(a)(4)

- [ ] Benefits Altered
- [ ] Discharge
- [ ] Discharge, Constructive
- [ ] Discipline
- [ ] Inherently Destructive Conduct
- [ ] Lawsuit
- [ ] Layoff
- [ ] Lockout
- [ ] Onerous Assignments/Conditions
- [ ] Other Allegations
- [ ] Promotions Withheld
- [ ] Refusal to Consider/Hire Applicant (Not salting)
- [ ] Refusal to Consider/Hire Applicant (Salting)
- [ ] Refusal to Reinstate Employee /striker (e.g., *Laidlaw*)
- [ ] Rewards
- [ ] Shutdown or Relocate
- [ ] Subcontract Unit Work
- [ ] Suspension
- [ ] Union Security Related Actions
- [ ] Wages Altered

8(a)(5):

- [ ] Alter Ego or Disguised Continuance
- [ ] Bad Faith Bargaining (Initial Contract)
- [x] Bad Faith Bargaining (Succeeding Contract)
- [ ] Direct Dealing/Bypassing Union
- [ ] Failure to Sign Agreement
- [ ] Implement Drug Testing
- [ ] Implementation (*Colorado Ute*)
- [ ] Implementation (impasse issue)
- [ ] Other Allegations
- [ ] Refusal to Bargain (Initial Contract)
- [ ] Refusal to Bargain (Succeeding or mid Contract)
- [ ] Refusal to Furnish Information
- [ ] Refusal to Hire Majority
- [ ] Refusal to Recognize (*Gissel*)
- [ ] Refusal to Recognize (not *Gissel*)
- [ ] Repudiation/Modification of Contract [Sec. 8(d)]
- [ ] Shutdown or Relocate (e.g., *First National Maint.*)
- [ ] Subcontract Unit Work
- [ ] Test of Certification
- [ ] Unilateral Changes [not Sec. 8(d)]
- [ ] Withdrawal of Recognition

1/ Due to political/sensitive nature & local interest importance.

NLRB-FOIA-00004743