## Microsoft Outlook

**From:** Farrell, Ellen
**Sent:** Thursday, April 28, 2011 6:01 PM
**To:** Cleeland, Nancy; Solomon, Lafe E.; Kearney, Barry J.; Garza, Jose; Ahearn, Richard L.
**Subject:** RE: time to decide

*Exemption 5*

Ellen

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**From:** Cleeland, Nancy
**Sent:** Thursday, April 28, 2011 5:59 PM
**To:** Solomon, Lafe E.; Kearney, Barry J.; Garza, Jose; Ahearn, Richard L.; Farrell, Ellen
**Subject:** time to decide
**Importance:** High

*Exemption 5*

The complaint has nothing to do with state right-to-work laws, which ban certain types of employer-union agreements and are expressly permitted by the National Labor Relations Act. Rather it alleges that Boeing decided to locate a particular line of work in a non-union facility to retaliate against union employees who had engaged in legally-protected strike activity. The result would have been the same had the line been moved to a non-union facility in any location. Furthermore, the complaint does not seek to close Boeing's South Carolina facility or to prohibit Boeing from making a non-discriminatory decision to do work in that state. Both parties will have an opportunity to present evidence and arguments at a hearing scheduled before an NLRB administrative law judge in June, which is the appropriate time to address the merits of the complaint.

*Exemption 5*

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