

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
CHARGE AGAINST LABOR ORGANIZATION
OR ITS AGENTS

DO NOT WRITE IN THIS SPACE

Case

Date Filed

INSTRUCTIONS: File an original and 4 copies of this charge and an additional copy for each organization, each local, and each individual named in Item 1 with the NLRB Regional Director of the region in which the alleged unfair labor practice occurred or is occurring.

1. LABOR ORGANIZATION OR ITS AGENTS AGAINST WHICH CHARGE IS BROUGHT

a. Name International Union, United Automobile & Agricultural Implement Workers of America (UAW)

b. Union Representative to contact
Elizabeth Bunn, Secretary Treasurerc. Telephone No.
(313) 926-5000d. Address (street, city, state and ZIP code)
8000 East Jefferson, Detroit, Michigan 48214

e. The above-named organization(s) or its agents has (have) engaged in and is (are) engaging in unfair labor practices within the meaning of section 8(b), subsection(s) (list subsections) (b)(1)(A) of the National Labor Relations Act. and these unfair labor practices are unfair practices affecting commerce within the meaning of the Act.

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

See Attached

3. Name of Employer
Trump Plaza and Hotel4. Telephone No.
(609) 441-60005. Location of plant involved (street, city, state and ZIP code)
The Boardwalk at Mississippi Avenue, Atlantic City, New Jersey 084016. Employer representative to contact
Unknown7. Type of establishment (factory, mine, wholesaler, etc.)
Hotel and Casino8. Identify principal product or
service
Hospitality9. Number of workers employed
thousands10. Full name of party filing charge
Mark Mix, President, National Right to Work Legal Defense Foundation11. Address of party filing charge (street, city, state and ZIP code)
8001 Braddock Road, Suite 600, Springfield, Virginia 2215112. Telephone No.
(703) 321-8510

13. DECLARATION

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

By William L. Messenger Attorney
(signature of representative or person making charge) (title or office, if any)
Address National Right to Work Legal Def. Fdtn. (703) 321-8510 03/29/07
Suite 600, 8001 Braddock Rd., Springfield, VA 22151 (Telephone No.) (date)

ATTACHMENT TO UNFAIR LABOR PRACTICE CHARGE

Basis of Charge

The NLRB is scheduled to conduct a secret-ballot election on March 31, 2007, to determine whether or not employee dealers at Trump Plaza Hotel and Casino desire UAW representation.

The UAW destroyed the laboratory conditions necessary for a free and fair election, and coerced and restrained employees in the exercise of their § 7 rights, by having, participating in, and acting in concert with U.S. Representative Robert Andrews to “certify” the UAW as the employees’ representative for the purpose of collective bargaining prior to the NLRB election.

On or around March 25, 2007, in a public ceremony that was broadcast on local television and reported through other medium, UAW officials and Representative Andrews conducted a “card count” of UAW authorization cards for the purposes of determining whether the employee dealers wanted UAW representation. At the conclusion of this public ceremony, Representative Andrews publically signed a document entitled “Certification of Majority Status” that states:

CERTIFICATION OF MAJORITY STATUS

We, the undersigned, conducted a confidential examination of Union authorization cards for the purposes of determining whether a majority of full time and regular part-time dealers, dual rate dealers, and dual rate supervisors at Trump Plaza Hotel and Casino have authorized the International Union, UAW (“UAW”) to represent them in collective bargaining.

The verification of the Union’s majority was conducted by means of a comparison of a copy of the original signed cards and a list of current eligible employees in the bargaining unit provided by Trump Plaza Hotel and Casino to the Union **in accordance with NLRB rules.**

The undersigned **certify** that, based on a confidential examination of cards, as described above, **the majority** of Trump Plaza Hotel and Casino full time and regular part-time dealers, dual rate dealers, and dual rate supervisors **have authorized the UAW to represent them for the purpose of collective bargaining.**

(emphasis added).

The UAW, by conducting a “certification” with a federal official shortly before an NLRB election, and by representing to employees that this verification was “in accordance with NLRB rules,” has acted under a false imprimatur of NLRB authority and has deliberately created the false impression that the result of the election is a foregone conclusion, if it is conducted at all. The sham “certification” tends to interfere with the free exercise of employee rights because it suppresses turnout and the chills the right to vote in the NLRB election, induces employees to

vote for the pre-“certified” representative, and disenfranchises employees of their right to vote under laboratory conditions that guarantee employee free choice.

The UAW’s unfair labor practices render it impossible for employees to exercise a free and uncoerced choice in the NLRB election scheduled for Saturday, March 31, 2007. It is expressly requested that this charge block the election scheduled for March 31, 2007, and that an election not be conducted until the taint of the UAW’s unfair labor practice has dissipated. In the alternative, it is requested that the election be conducted, but that the ballots be impounded until after disposition of this unfair labor practice charge.