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BANKING, HOUSING, AND URBAN
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United States Senate

WASHINGTON, DC 20510-3004
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Robert J. Battista
Chairman
National Labor Relations Board
1099 14th St. N.W.
Washington, D.C. 20570-0001

Dear Chairman Battista:

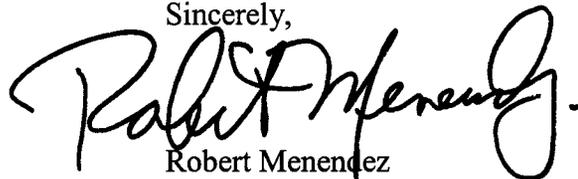
I am writing to request that the National Labor Relations Board (NLRB) hold oral arguments before making a ruling on three combined cases: *Oakwood Healthcare Inc.*, *Golden Crest Healthcare Center* and *Croft Metals Inc.* A decision on these cases could alter the classification of millions of nurses, thereby jeopardizing their right to join a union.

These three cases concern whether workers who possess a minimum level of authority can be considered supervisors under the National Labor Relations Act (NLRA). The issue of who is defined as a supervisor would have a substantial impact on the nurses involved in these cases, but would also affect labor relations in various industries around the country. The key question in these cases is whether nurses who use independent judgment, even occasionally, should be considered supervisors. Under the NLRA, supervisors are not afforded the same legal protections as other workers and can be disciplined or fired for supporting a union.

As this decision will have a significant impact on a large community of workers, I highly encourage the board members to hear oral arguments in this case and conduct a thorough review of this matter.

I appreciate your consideration of this issue and look forward to your response.

Sincerely,



Robert Menendez
United States Senator