

STATE OF CALIFORNIA  
AGRICULTURAL LABOR RELATIONS BOARD

BOAVISTA HARVEST, INC.,	)	Case Nos. 2015-CE-010-SAL
Respondent,	)	2015-CE-011-SAL
and	)	ORDER SETTING RESPONSE TIME ON
	)	GENERAL COUNSEL’S REQUEST FOR
ROSALINA MONTES and DIONISIO	)	ENFORCEMENT OF INVESTIGATIVE
ESCUADERO,	)	SUBPOENAS
Charging Parties.	)	Cal. Code Regs., tit. 8, § 20250, subd.(k)
	)	Admin. Order No. 2016-02
	)	(January 20, 2016)

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On December 24, 2015, the General Counsel of the Agricultural Labor Relations Board (General Counsel) filed with the Board a Request for Enforcement of Investigative Subpoenas in the above-captioned matter.

The General Counsel’s Request for Enforcement alleges as follows: The General Counsel issued two subpoenas duces tecum on November 5, 2015, to Boavista Harvest, Inc. (Boavista) requiring production of responsive documents by November 18, 2015. Boavista did not file a Petition to Revoke the investigative subpoenas. In response to the General Counsel’s subpoenas seeking documents responsive to twelve separate requests for each charge, Boavista produced twelve pages of documents without the required explanations and did not produce requested payroll records for agricultural employees that worked in the same crew as the charging parties, though it is required to maintain accurate payroll records subject to civil penalties for the failure to do so. Despite continued attempts by the General Counsel to meet and confer

regarding the issues, as of the filing of the current request by the General Counsel, Respondent has failed to respond to the subpoenas.

The General Counsel requests that the Board seek judicial enforcement of the subpoenas pursuant to section 20250(k) of the Board's regulations. (Cal. Code Regs., tit. 8, § 20250, subd. (k).)

PLEASE TAKE NOTICE THAT Respondents shall have until January 27, 2016, at 5:00 p.m. to file and serve with the Executive Secretary of the Agricultural Labor Relations Board a response to the General Counsel's request. The responses shall be filed and served by facsimile transmission. (Cal. Code Regs., tit. 8, § 20168, subd. (d).)

Dated: January 20, 2016

William B. Gould IV, Chairman

Genevieve A. Shiroma, Member

Cathryn Rivera-Hernandez, Member