

STATE OF CALIFORNIA

AGRICULTURAL LABOR RELATIONS BOARD

PREMIERE RASPBERRIES,	)	Case No.	2018-MMC-002
LLC,	)		(44 ALRB No. 8)
	)		(Admin. Order No. 2020-04)
Employer,)		
	)	ORDER ALLOWING PREMIERE	
and	)	RASPBERRIES, LLC TO RESPOND	
	)	TO UNITED FARM WORKERS OF	
UNITED FARM WORKERS OF	)	AMERICA'S MOTION FOR	
AMERICA,	)	RECONSIDERATION	
)		
Certified Bargaining	)	Admin. Order No. 2020-08	
Representative.)		
	)	(April 3, 2020)	
)		

On March 6, 2020, the Agricultural Labor Relations Board (ALRB or Board) issued *Premiere Raspberries, LLC* (Mar. 6, 2020) ALRB Admin. Order No. 2020-04. On March 13, the United Farm Workers of America (UFW) filed a request for an extension of time to file a motion for reconsideration. The Executive Secretary granted the request.

Per the granted extension of time, the UFW filed its motion for reconsideration on March 27. The UFW seeks reconsideration of the Board's order on two grounds. First, the UFW contends its request the Board commence a superior court action to enforce the mandatory mediation and conciliation (MMC) contract is not time-barred under Labor Code section 1164.3, subdivision (f). (See *Premiere Raspberries, LLC, supra*, ALRB Admin. Order No. 2020-04, pp. 7-9.) Second, the UFW asserts its request for referral to supplemental MMC proceedings is not time-barred under Labor

Code section 1164.10, subdivision (b). (See *id.* at p. 11.)

Two weeks before the UFW filed its motion, Premiere filed a motion for reconsideration of our order in *Premiere Raspberries, LLC* (Mar. 6, 2020) ALRB Admin. Order No. 2020-05-P, representing that the parties had reached a settlement covering both this matter and the unfair labor practice proceeding (case no. 2018-CE-004-SAL). On March 24, the Board issued its order in *Premiere Raspberries, LLC* (Mar. 24, 2020) ALRB Admin. Order No. 2020-06, directing the parties to submit their purported settlement to the Salinas Regional Director for approval. On March 25, two days before the UFW filed its motion, the UFW and Premiere filed a joint request for an extension of time to comply with the Board's Administrative Order No. 2020-06 to provide additional time to reduce their agreement to writing and submit it to the Regional Director.

ORDER

The Board hereby GRANTS Premiere an opportunity to respond to the UFW's motion for reconsideration in this case. Any such response must be received by the Board no later than Wednesday, April 15, 2020.

DATED: April 3, 2020

Isadore Hall, III, Member

Barry D. Broad, Member

Ralph Lightstone, Member

**STATE OF CALIFORNIA
AGRICULTURAL LABOR RELATIONS BOARD**

PROOF OF SERVICE
(Code Civ. Proc., §§ 1013a, 2015.5)

CASE NAME: PREMIERE RASPBERRIES, LLC, Employer, and,
UNITED FARM WORKERS OF AMERICA, Certified Bargaining
Representative.

CASE NO.: 2018-MMC-002 (44 ALRB No. 8)(Admin. Order No. 2020-04)

I am a citizen of the United States and a resident of the County of Sacramento. I am over the age of eighteen years and not a party to the within entitled action. My business address is: 1325 J Street, Suite 1900-B, Sacramento, California 95814.

On **April 3, 2020**, I served the within document, **ORDER ALLOWING PREMIERE RASPBERRIES, LLC TO RESPOND TO UNITED FARM WORKERS OF AMERICA'S MOTION FOR RECONSIDERATION (ADMIN. ORDER NO. 2020-08)** on the parties in said action, as follows:

- **By Email and/or Certified Mail Return Receipt** by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, with return receipt requested, in the United States mail at Sacramento, California, addressed as follows:

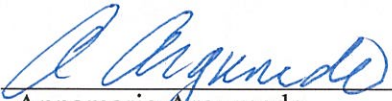
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on **April 3, 2020**, at Sacramento, California.



Annamarie Argumedo
Senior Legal Typist