

STATE OF CALIFORNIA

AGRICULTURAL LABOR RELATIONS BOARD

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|---------------------|---|----------------------------------|
| TRI-FANUCCHI FARMS, |) | Case Nos. 2013-CE-008-VIS |
| |) | 2013-CE-014-VIS |
| Respondent, |) | |
| |) | (40 ALRB No. 4) |
| and, |) | |
| |) | ORDER DIRECTING PARTIES TO |
| UNITED FARM WORKERS |) | REFILE EXCEPTIONS IN |
| OF AMERICA, |) | COMPLIANCE WITH BOARD |
| |) | REGULATION 20282 |
| Charging Party. |) | |
| |) | |
| |) | |
| |) | Administrative Order No. 2025-15 |
| |) | |
| |) | (December 11, 2025) |

On September 24, 2025, Administrative Law Judge Matthew J. Gauger (ALJ) issued a Decision and Recommended Order on Compliance in the above-captioned unfair labor practice case. On November 24, 2025, the Regional Director of the Agricultural Labor Relations Board (Regional Director) and Respondent Tri-Fanucchi Farms (Respondent) filed exceptions to the ALJ’s decision along with supporting briefs pursuant to section 20282 of the Board’s regulations.¹ Because the parties’ exceptions, on their face, fail to comply with the provisions of Board Regulation 20282, subdivision (a)(1) governing the content of exceptions, the Regional Director and the Respondent are hereby directed to refile their exceptions to comply with said regulation. (See *United Farm Workers of America (Olvera)* (2017) ALRB Admin. Order No. 2017-08.)

¹ The Board’s regulations are codified in Title 8 of the California Code of Regulations, section 20100 et seq.

Board regulation 20282 (section 20282) provides that parties to unfair labor practice proceedings may file exceptions to an ALJ's decision along with briefs in support of the exceptions. Section 20282, subdivision (a)(1) states that exceptions must "state the ground for each exception, identify by page number that part of the administrative law judge's decision to which exception is taken, and cite to those portions of the record which support the exception." The content identified in section 20282, subdivision (a)(1) must appear in the exceptions themselves; inclusion of such content in the briefs alone is insufficient.² Compliance with the regulation is not merely a technical requirement. Specification of the grounds for each exception, the portion of the ALJ's decision challenged, and the portions of the record relied upon aids the Board and the parties in understanding and evaluating exceptions.

The parties' exceptions fail to comply with the above-described requirements. Although the grounds for each exception are stated, and although each exception identifies the portions of the ALJ's decision to which each exception relates, none of the exceptions cite to the portions of the record relied upon, despite being of the character of exceptions that involve contested issues of fact.

Accordingly, the Regional Director and the Respondent shall refile their exceptions so as to comply with the Board's regulations. Said exceptions shall be refiled on or before December 18, 2025. No new or different exceptions may be raised in the

² The arguments in the supporting brief must, of course, also be supported by appropriate citations to the record.

refiled document. The supporting brief shall not be refiled. All parties' answering briefs shall now be due on or before December 29, 2025.

IT IS SO ORDERED

DATED: December 11, 2025

Victoria Hassid, Chair

Isadore Hall, III, Member

Barry D. Broad, Member

Ralph Lightstone, Member

Cinthia N. Flores, Member