

LAW OFFICES OF
GREGORY, MOORE, JEAKLE, HEINEN & BROOKS, P.C.

THE CADILLAC TOWER
65 CADILLAC SQUARE - SUITE 3727
DETROIT, MICHIGAN 48226-2893
TELEPHONE (313) 964-5600
FAX (313) 964-2125

GORDON A. GREGORY
JAMES M. MOORE
MARK L. HEINEN
SCOTT A. BROOKS
EMILIE D. ROTHGERY

W. GLEN JEAKLE II
RETIRED

RACHEL N. HELTON
OF COUNSEL

November 5, 2009

Advance Copy via FAX (412-395-5986)

Robert W. Chester, Regional Director
NLRB Region 6
1000 Liberty Avenue, Room 904
Pittsburgh, PA 15222

Re: Holdings Acquisition Co., L.P., d/b/a Rivers Casino
6-CA-36725

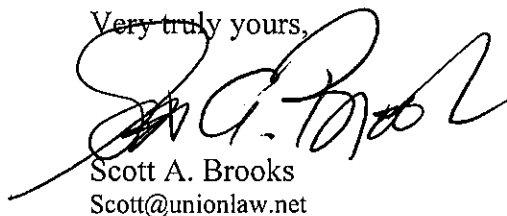
Dear Mr. Chester:

On behalf of Charging Party International Union, SPFPA, enclosed for filing please find the 1st Amended unfair labor practice charge against Respondent Holdings Acquisition Co., L.P., d/b/a Rivers Casino. I certify that I have served a copy upon Respondent's representative by first class mail to the address listed within the charge.

Please note that this charge concerns the same bargaining unit for which an election is scheduled in Case 6-RC-12701. Charging Party requests that the election continue as scheduled and not be blocked.

Thank you for your consideration. Please let me know if you have any questions.

Very truly yours,



Scott A. Brooks
Scott@unionlaw.net

SAB:evd

Encl.

cc: Don H. Barden
D. Hickey
S. Maritas
G. Gregory

UNITED STATES OF AMERICA

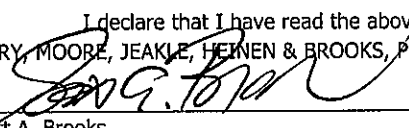
NATIONAL LABOR RELATIONS BOARD

1st Amended CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE	
Case 6-CA-36725	Date Filed

INSTRUCTIONS

File an original and 4 copies of this charge with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT		
a. Name of Employer: Holdings Acquisition Co. L.P. d/b/a Rivers Casino		b. Number of workers employed >90
c. Address (street, city, state, ZIP code) 1301 Beaver Avenue, Pittsburgh, PA 15233	d. Employer Representative Don H. Barden	e. Telephone No. & Fax No. (412) 231-7777
f. Type of Establishment (factory, mine, wholesaler, etc.) Casino	g. Identify principal product or service Security	
h. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (3) of the National Labor Relations Act, and these unfair labor practices are unfair practices affecting commerce within the meaning of the Act.		
<p>2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)</p> <p>Within the last six months and continuing to date, the Employer has violated the Act by threatening unit members with the loss of wages and benefits including loss of free parking and free meals, threatening to impose less desirous working conditions including but not limited to changing employee shifts, threatening to refuse to bargain in good faith if the employees vote to elect the SPFPA as their bargaining representative and imposing an overbroad and retaliatory policy on distribution of information.</p> <p>Within the last six months and continuing to date, the Employer has violated the Act by surveilling Union Organizer Steve Maritas, including surveilling his interactions with bargaining unit members.</p> <p>On November 5, 2009, the Employer violated the Act by requesting the police to remove Union Organizer Steve Maritas from an area outside of the casino and threatening his arrest.</p> <p>On November 4, 2009, the Employer through its agent John Kovach violated the Act by ordering unit members to remove union buttons from their uniforms. Mr. Kovach then physically assaulted the unit members and engaged in a battery against them by forcibly removing the buttons.</p>		
3. Full name of party filing charge (if labor organization, give full name, including local name and number) INTERNATIONAL UNION, SECURITY, POLICE AND FIRE PROFESSIONALS OF AMERICA (SPFPA)		
4a. Address (street and number, city, state and ZIP code) 25510 Kelly Road, Roseville, MI 48066		4b. Telephone No. & Fax No. (586) 772-7250
5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization.) Same as item 3		
6. DECLARATION		
I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.		
GREGORY, MOORE, JEAKLE, HEWEN & BROOKS, P.C.		
By  Scott A. Brooks Signature of representative or person making charge		Title Attorneys for Union
Address 65 Cadillac Square, Suite 3727 Detroit, MI 48226		Telephone (313) 964-5600
		Date November 5, 2009

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)