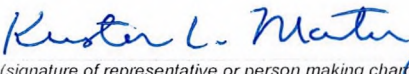


UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE	
Case	Date Filed

**INSTRUCTIONS:**

File an original 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 Sheraton Maui Resort & Spa	b. Tel. No. (808) 661-0031
	c. Cell No.
	f. Fax No.
d. Address (Street, city, state, and ZIP code) 2605 Kaanapali Pkwy Lahaina, HI 96761	e. Employer Representative Tetsuji Yamazaki
	g. e-Mail
	h. Number of workers employed 200+
i. Type of Establishment (factory, mine, wholesaler, etc.) hotel	j. Identify principal product or service lodging
k. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (list subsections) of the National Labor Relations Act, and these unfair labor practices are practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act.	
2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)	
On or about October 12, 2018, the above-named Employer, but its agents and supervisors, interfered with, restrained and coerced employees, including Roel Lizada, Bernie Sanchez and Juliane Alday Morales, in the exercise of Section 7 rights by telling employees that they were not permitted to distribute leaflets to customers, causing an employee to be detained and handcuffed, evicting the employees from the Employer's property, banning employees from hotel property for one year and thereby constructively discharging them, and threatening employees with arrest and prosecution if they remained on or returned to the property.	
Section 10(j) relief requested	
3. Full name of party filing charge (if labor organization, give full name, including local name and number)	
UNITE HERE Local 5	
4a. Address (Street and number, city, state, and ZIP code) 1516 S King St. Honolulu, HI 96826	4b. Tel. No. (808) 941-2141
	4c. Cell No.
	4d. Fax No. (808) 941-2166
	4e. e-Mail
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) UNITE HERE International Union	
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.	
By  Kristin L. Martin (signature of representative or person making charge) (Print/type name and title or office, if any)	Tel. No. 415-597-7200
McCracken, Stemerma & Holsberry, LLP	Office, if any, Cell No.
595 Market Street, Suite 800	Fax No. 415-597-7201
San Francisco, CA 94105	e-Mail klm@msh.law
Address	10/16/2018 (date)

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

PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.