October 29, 2013

United States Senate
Washington, DC 20510

Dear Senator:

On behalf of the Independent Electrical Contractors (IEC), a national trade association composed of 56 chapters with nearly 3,000 members, I am writing in opposition to the nomination of Richard Griffin as General Counsel to the National Labor Relations Board (NLRB).

As you are aware, in January of 2012 President Obama made three “recess” appointments to the NLRB while the Senate was still in session, circumventing the Senate’s constitutional responsibility and obligation to vet and consider presidential nominations. Richard Griffin was one of these appointees.

On January 25, 2013, the U.S. Court of Appeals for the District of Columbia held unanimously in *Noel Canning vs. NLRB* that the President’s appointments were unconstitutional. However, the NLRB continued to issue orders and decisions with the contentious appointees remaining in place until July, when Mr. Griffin’s re-nomination to the Board was withdrawn by the Obama Administration.

The U.S. Supreme Court is now considering the case of *Noel Canning*. Until the matter is resolved, thousands of IEC member companies stand to be impacted by potentially invalid case decisions made during Mr. Griffin’s questionable tenure and face costly and ongoing litigation as a result.

For these reasons, IEC opposes his confirmation as General Counsel of the NLRB. We strongly urge you to vote NO on nominee Richard Griffin today.

Sincerely,

Alexis Moch
Vice President, Government Affairs
Independent Electrical Contractors