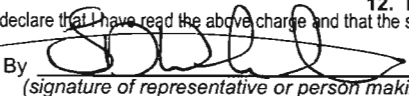


UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
**CHARGE AGAINST LABOR ORGANIZATION  
OR ITS AGENTS**

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.

<b>1. LABOR ORGANIZATION OR ITS AGENTS AGAINST WHICH CHARGE IS BROUGHT</b>			
a. Name United Food & Commercial Workers International Union ("UFCW")		b. Union Representative to contact	
c. Address (Street, city, state, and ZIP code) 1775 K Street NW Suite 360 Washington, DC, 20006-1502		d. Tel. No. (202) 223-3111	e. Cell No.
		f. Fax No.	g. e-Mail
h. The above-named organization(s) or its agents has (have) engaged in and is (are) engaging in unfair labor practices within the meaning of section 8(b), subsection(s) (list subsections) <u>8(b)(7)(C)</u> of the National Labor Relations Act, and these unfair labor practices are unfair 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)  SEE ATTACHED			
3. Name of Employer Wal-Mart Stores, Inc. 702 SW 8th Street Bentonville, AR 72716		4a. Tel. No. (479) 273-4000	b. Cell No.
		c. Fax No.	d. e-Mail
5. Location of plant involved (street, city, state and ZIP code) Multi-state		6. Employer representative to contact Steven D. Wheeless (602) 257-5200	
7. Type of establishment (factory, mine, wholesaler, etc.) Retailer	8. Identify principal product or service Consumer goods	9. Number of workers employed 1,000,000 +	
10. Full name of party filing charge Wal-Mart Stores, Inc.		11a. Tel. No. (479) 273-4000	b. Cell No.
		c. Fax No.	d. e-Mail
11. Address of party filing charge (street, city, state and ZIP code.) 702 SW 8th Street, Bentonville, AR 72716			
<p style="text-align: center;"><b>12. DECLARATION</b></p> <p>I declare that I have read the above charge and that the statements therein are true to the best of my knowledge and belief.</p>		Tel. No. (602) 257-5200	
By  Steven D. Wheeless (signature of representative or person making charge) (Print/type name and title or office, if any)		Cell No.	
Step toe & Johnson LLP		Fax No. (602) 257-5299	
Address <u>201 E. Washington Street, Suite 1600, Phoenix, AZ 85004</u> (date) <u>11/15/12</u>		e-Mail <u>swheelless@step toe.com</u>	

**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.

## **2. Basis of the Charge**

Prior to and during the last six months, the above-named labor organization, the UFCW, directly and through its subsidiaries, affiliated organizations, and agents, including that labor organization known as "OURWalmart," has violated and continues to violate Section 8(b)(7)(C) of the National Labor Relations Act by picketing and threatening to picket Walmart headquarters and numerous Walmart stores and other facilities in various states, together with mass demonstrations, in-store "flash mobs," and trespass on Walmart property, intimidating Walmart customers and employees, where an object thereof is forcing or requiring Walmart to recognize and/or bargain with the Union as the representative of Walmart employees, or forcing or requiring Walmart employees to accept or select the UFCW as their collective bargaining representative, without being certified as such, and where such picketing and threats to picket, including the aforementioned unprotected activities, have been conducted without a representation petition being filed within a reasonable period of time from the commencement of such picketing, threats, and misconduct.

For all the foregoing reasons, Charging Party requests that, pursuant to Section 10(l) of the Act, a preliminary investigation of this Charge be made forthwith, with priority over other cases, as specified in that Section, and that, if the Board determines that there is reasonable cause to believe such Charge is true and that a Complaint should issue, the Board seek immediate injunctive relief in the appropriate Federal District Court.