

# FORM LM-20

## AGREEMENT AND ACTIVITIES REPORT

For Office Use Only

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JUL 22 2014

This report is mandatory under P.L. 88-257, as amended. Failure to comply may result in criminal prosecution, fines, or civil penalties as provided by 29 U.S.C. 439 or 440. Required of persons, including Labor Relations Consultants and Other Individuals and Organizations, Under Section 203(b) of the Labor-Management Reporting and Disclosure Act of 1959, as amended (LMRDA)

READ THE INSTRUCTIONS CAREFULLY BEFORE PREPARING THIS REPORT.

559550

1. File Number:

65536

### Person Filing

2. Name and mailing address (include ZIP Code):

Name RANDY C. MCCARTHY  
Title Secretary - Treasurer  
Organization National Consultants Associated, Ltd.

P.O. Box, Bldg., Room No., if any

Street 66 Rodeo Dr.  
City Hopewell Junction  
State New York

ZIP Code + 4 12533

3. Any other address where records necessary to verify this report are kept:

Name

Title

Organization

P.O. Box, Bldg., Room No., if any

Street

City

State

ZIP Code + 4

4. Date fiscal year ends:

6 / 30

5. Type of person:

a ☐ Individual b ☐ Partnership c ☒ Corporation d ☐ Other (Specify):

### Nature of Agreement or Arrangement

6. Full name and address of employer with whom made (include ZIP Code):

Name Tempur Sealy International, Inc.  
Organization

Trade Name, if any

P.O. Box, Bldg., Room No., if any

Street 1000 Tempur Way  
City Lexington  
State Kentucky

ZIP Code + 4 40571

7. Date entered into:

6 / 16 / 14

8. Name of person(s) through whom made:

Name Glen Gilbertson

Name

Name

Name

Name

### Signatures

Each of the undersigned declares, under penalty of perjury and other applicable penalties of law, that all of the information submitted in this report (including the information contained in any accompanying documents) has been examined by the signatory and is, to the best of the undersigned's knowledge and belief, true, correct, and complete. (See Section VII on penalties in the instructions.)

13. Signed

Andrew J. Bell

President  
(If other title, see  
instructions)

Title President

14. Signed

Randy C. McCarthy

Treasurer  
(If other title, see  
instructions)

Title Treasurer

On

7/15/14

Date

Telephone Number

On

7/15/14

Date

845-592-4400

Telephone Number

9. Check the appropriate box to indicate whether an object of the activities undertaken, is directly or indirectly:

- a. ☒ To persuade employees to exercise or not to exercise, or persuade employees as to the manner of exercising, the right to organize and bargain collectively through representatives of their own choosing.
- b. ☐ To supply an employer with information concerning the activities of employees or a labor organization in connection with a labor dispute involving such employer, except information for use solely in conjunction with an administrative or arbitral proceeding or a criminal or civil judicial proceeding.

10. Terms and conditions (Explain in detail; see instructions. Written agreements must be attached.):

Assist Tempur Sealy International, Inc. in NLRB election campaign against Local 120, I.B.T., at the Company's St. Paul, Minnesota, facility.  
Fee: \$26,000 plus expenses  
 [ See Attached Agreement ]

#### Specific Activities to be Performed

11. For each activity, separately list in detail the information required (See instructions):

- a. Nature of activity: Held meetings with management staff, held meetings with eligible voters, assisted in drafting leaflets and home letters, all in an attempt to persuade unit employees to vote "No" in NLRB election.

11.b. Period during which performed:

6/16/14 - 7/8/14

11.c. Extent performed:

Completed

11.d. Name and address through whom performed:

Name Randy McCarthy and Andrew Gallin  
 Organization National Consultants Associated, Ltd.

P.O. Box, Bldg., Room No., if any

Street 66 Rodeo Dr.  
 City Hopewell Junction  
 State New York

ZIP Code + 4 12533

Additional Name and address through whom performed, if any:

Name

Organization

P.O. Box, Bldg., Room No., if any

Street

City

State

ZIP Code + 4

12.a. Identify subject groups of employees:

All Drivers

12.b. Identify subject labor organizations:

Local 120, International  
 Brotherhood of Teamsters