

Agreement and Activities Report

U.S. Department of Labor

Employment Standards Administration

Office of Labor-Management Standards



This report is mandatory under P.L. 86-257 as amended. Failure to comply may result in criminal prosecution, fines and civil penalties as provided by 29 U.S.C. 439, 440.

Form approved - OMB No. 1215-0188
Expires 11-30-2002

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).

File No. C. 376

A. Person Filing

1. Name and mailing address (include ZIP code): Berens and Tate, P.C. 10050 Regency Circle, Suite 400 Omaha, NE 68114		2. Any other address where records necessary to verify this report are kept: N/A
3. Date fiscal year ends: 01/31/04	4. Type of person: a. <input type="checkbox"/> Individual b. <input type="checkbox"/> Partnership c. <input checked="" type="checkbox"/> Corporation d. <input type="checkbox"/> Other (Specify):	

B. Nature of Agreement or Arrangement

5. Full name and address of employer with whom made (include ZIP code): Valley Fresh, Inc. 680 D Street, Post Office Box 339 Turlock, CA 95381-0339		6. Date entered into: On or about 03/25/03
		7. Names of persons through whom made: John Welsh
8. Check the appropriate box to indicate whether an object of the activities undertaken, is directly or indirectly: a. <input checked="" type="checkbox"/> 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. <input type="checkbox"/> 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.		

9. Terms and conditions (Explain in detail; see Part B-9 of instructions):

When performing general legal services for the employer, a member of Berens & Tate was involved in activities, which may be considered persuader activities.

C. Specific Activities to be Performed

10. For each activity, separately list in detail the information required (See Part C-10 of instructions):

a. Nature of activity: Provide employees with general information on unionization during employee meetings. Monitor employer speeches and answer questions on behalf of employer.

b. Period during which performed: During organizing activity	c. Extent performed: N/A
d. Names and addresses of persons through whom performed: Joseph Dreesen 10050 Regency Circle, Suite 400 Omaha, NE 68114	

11. Identify (a) Subject employees, groups of employees, and (b) labor organizations:

Employees of Valley Fresh, d/b/a Kralis Bros., Inc.



D. Verification and Signature. The person in item 1 above and each of his undersigned authorized officers declares, under penalty of law, that all information in this report, including all attachments incorporated therein or referred to in this report, has been examined by him and is, to the best of his knowledge and belief, true, correct, and complete.

Signed: <i>Kel S. Berens</i> (If other title, cross out and write in correct title above.) City State Date at: OMAHA, NE on: 5/4/03			Signed: _____ (If other title, cross out and write in correct title above.) City State Date at: _____ on: _____		
President			Treasurer		

Agreement and Activities Report

U.S. Department of Labor

Employment Standards Administration

Office of Labor-Management Standards



This report is mandatory under P.L. 86-257 as amended. Failure to comply may result in criminal prosecution, fines and civil penalties as provided by 29 U.S.C. 439, 440.

Form approved - OMB No. 1215-0188
Expires 11-30-2002

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).

File No.

C.

376

A. Person Filing

1. Name and mailing address (include ZIP code):

Berens and Tate, P.C.
10050 Regency Circle, Suite 400
Omaha, NE 68114

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

N/A

3. Date fiscal year ends:

01/31/04

4. Type of person:

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

B. Nature of Agreement or Arrangement

5. Full name and address of employer with whom made (include ZIP code):

H&B Truck Lines
Post Office Box 302
Watertown, SD 57201

6. Date entered into:

On or about 04/16/03

7. Names of persons through whom made:

Paul Schmalenbach

8. 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.

9. Terms and conditions (Explain in detail; see Part B-9 of instructions):

When performing general legal services for the employer, a member of Berens and Tate was involved in activities, which may be considered persuader activities.

C. Specific Activities to be Performed

10. For each activity, separately list in detail the information required (See Part C-10 of instructions):

- a. Nature of activity: Provide employees with general information on unionization during employee meetings. Monitor employer speeches and answer questions on behalf of employer.

b. Period during which performed:

During Organizing Activity

c. Extent performed:

N/A

d. Names and addresses of persons through whom performed:

Shane M. Keith
10050 Regency Circle, Suite 400
Omaha, NE 68114

11. Identify (a) Subject employees, groups of employees, and (b) labor organizations:

Employees of H&B Truck Lines, Omaha, Nebraska Facility



D. Verification and Signature. The person in item 1 above and each of his undersigned authorized officers declares, under penalty of law, that all information in this report, including all attachments incorporated therein or referred to in this report, has been examined by him and is, to the best of his knowledge and belief, true, correct, and complete.

Signed:

Kevin C. Berens

President

Signed:

Treasurer

(If other title, cross out and write in correct title above.)

(If other title, cross out and write in correct title above.)

City

State

Date

City

State

Date

at: OMAHA

NE

on: 5/4/03

at:

on: