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June 5, 2008

By Overnight Delivery

Jennifer Bergschneider, District Director
U.S. Department of Labor
Office of Labor-Management Standards
Las Vegas Resident Office
600 Las Vegas Blvd. South, Room 750
Las Vegas, NV 89101

**Re: Ramparts, d/b/a Luxor Resort and Casino, Employer
Mandalay Bay Corp, d/b/a Mandalay Bay Resort & Casino, Employer
Noble (or Nobel) Miller and Ed Young or M & M (of Chicago),
Labor Consultants**

Dear District Director Bergschneider:

Our office represents the Security, Police and Fire Professionals of America (SPFPA), a labor organization seeking to represent security workers for the above Employers.

On March 24, 2008, the SPFPA filed a Petition for Certification of Representative to represent Luxor Resort and Casino's security employees (NLRB Case No. 28-RC-6588). On April 17, 2008, it filed a Petition for Certification of Representative on to represent Mandalay Bay Resort & Casino's security employees (NLRB Case No. 28-RC-6596).

It is our understanding the Employers have hired the above Labor Consultant in an attempt to persuade its employees with respect to exercising or not exercising their rights to organize and bargain collectively through representatives of their own choosing, or to obtain information about employee or labor organization activities concerning its disputes with the Employers in the listed NLRB cases. These arrangements occurred almost immediately after the Petitions for Certification of Representative were filed. With respect to the Luxor, Mr. Miller attended pre-shift briefing meetings with unit employees on April 14, 15 and 16 as well as earlier dates, where he attempted to convince employees to vote against the Union. With respect to Mandalay Bay, within days of the filing of the petition, and no later than April 28th, Mr. Miller and Mr. Young spoke with unit employees during pre-shift security briefings, advising them to

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vote against the Union. The use of these labor consultants at these two facilities continues to the present.

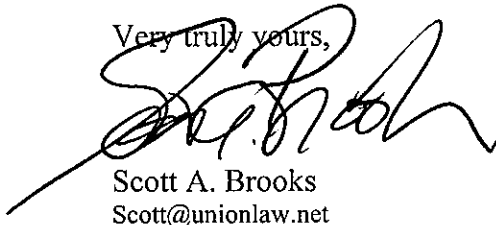
Under the *Labor Management Reporting and Disclosure Act (LMRDA)*, 29 USC § 433 (Section 203), the Employers and the Labor Consultant are required to file DOL Forms LM-10 and LM-20 within 30 days of entering into an agreement to undertake the above activities. As of today, however, neither entity has filed the requisite reports.

As stated above, it is our understanding the Employers entered into its arrangements with the Labor Consultant almost immediately after the Petitions for Certification of Representative were filed. As such, it has been over 70 days since the Petition was filed regarding Luxor, and nearly 50 days since the Petition was filed regarding Mandalay Bay. This puts the Employers and the Labor Consultant in violation of the LMRDA.

For these reasons, we respectfully request you immediately investigate to assure the Employers and the Labor Consultant meet their obligations under the LMRDA. Further, I request that you keep me informed the progress of the DOL's investigation.

Thank you for your time and consideration.

Very truly yours,



Scott A. Brooks
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SAB/acw

cc: D. Hickey
S. Maritas
G. Gregory