

CAMPOS DAIRY PRODUCTS, LIMITED, Petitioner *and* TEAMSTERS & ALLIED WORKERS LOCAL 996, A.F.L. Case No. 37-RM-7. January 7, 1954

ORDER DISMISSING PETITION

A hearing was held in the above-entitled proceeding, and thereafter by letter dated November 12, 1953, the Union filed a disclaimer of interest in the above matter. The Board having been administratively advised that the Employer does not oppose the dismissal of the petition for representation based upon the disclaimer of interest, and having duly considered the matter,

IT IS HEREBY ORDERED that the petition for representation of employees filed by the Employer-Petitioner herein be, and it hereby is, dismissed on the basis of said disclaimer of interest by the above-named labor organization. In the event, however, that the Union, purporting to represent the employees in the unit involved in this proceeding, makes a claim upon the Employer within 6 months from the date of this Order, the Board will entertain a motion by the Employer requesting reinstatement of the petition. Moreover, the parties are advised that the Board will not entertain a petition filed by the Union within 6 months from the date of this Order, unless cause is shown to the contrary.

By direction of the Board:

Ogden W. Fields,
Associate Executive Secretary.

107 NLRB No. 163.

LITTLE ROCK ROAD MACHINERY COMPANY *and* TED HOLLENSWORTH, Petitioner *and* LOCAL 1091, INTERNATIONAL UNION, UNITED AUTOMOBILE, AIRCRAFT, AND AGRICULTURAL IMPLEMENT WORKERS OF AMERICA, (UAW-CIO). Case No. 32-RD 35. January 7, 1954

ORDER DISMISSING PETITION

On October 27, 1953, the Board issued a Decision and Direction of Election in the above-entitled proceeding. Thereafter, the Board was administratively advised that the Union does not claim to represent the employees involved herein, and that the Petitioner has no objections to dismissal of the petition for decertification based upon the disclaimer of interest. The Employer desires that an election be conducted. The Board having duly considered the matter,

107 NLRB No. 164.

IT IS HEREBY ORDERED that the petition for decertification filed by Ted Hollensworth, Petitioner herein be, and it hereby is, dismissed on the basis of said disclaimer of representation by Local 1091, International Union, United Automobile, Aircraft, and Agricultural Implement Workers of America, (UAW-CIO).

It is determined that the above-named Union, having disclaimed its interest, is no longer the exclusive representative of the employees in the unit involved in this proceeding. Moreover, the parties are advised that the Board will not entertain a petition filed by the Union within 6 months from the date of this Order, unless good cause is shown to the contrary. In the event that the Union purporting to represent the employees in the unit involved in this proceeding makes a claim upon the Employer within 6 months from the date of this Order, the Board will entertain a motion by the Petitioner requesting reinstatement of the petition.

By direction of the Board:

Ogden W. Fields,
Associate Executive Secretary.

SEARS, ROEBUCK & COMPANY *and* RETAIL CLERKS INTERNATIONAL ASSOCIATION LOCAL 899, A. F. OF L., Petitioner. Case No. 21-RC-3284. January 7, 1954

ORDER PERMITTING WITHDRAWAL OF PETITION WITH PREJUDICE

On November 9, 1953, the Board issued a Decision and Direction of Election in the above-entitled proceeding. By letter dated November 24, 1953, the Petitioner requested permission to withdraw its petition for certification of representatives previously filed herein without prejudice. The Employer opposes the request. By telegram dated November 27, 1953, the Board postponed the directed election scheduled for November 30, 1953, pending action by the Board on the Petitioner's request to withdraw petition. The Board having duly considered the matter,

IT IS HEREBY ORDERED that the Petitioner's request to withdraw petition be, and it hereby is granted with prejudice to its filing a new petition for a period of 6 months from the date of this Order, unless good cause is shown why the Board should entertain a new petition filed prior to the expiration of such period.

By direction of the Board:

Ogden W. Fields,
Associate Executive Secretary.