

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 5**

NORTH AMERICAN SECURITY, INC.

Employer

and

**FRATERNITY OF AMERICAN PROTECTIVE
OFFICERS (FAPO)**

Case 05-RC-379932

Petitioner

and

**INTERNATIONAL UNION, SECURITY, POLICE
AND FIRE PROFESSIONALS OF AMERICA
(SPFPA)**

Intervenor

**DECISION AND ORDER DISMISSING PETITION AND
WITHDRAWING NOTICE OF REPRESENTATION HEARING**

On January 27, 2026, Fraternity of American Protective Officers (FAPO) (Petitioner) filed the petition in this case seeking to represent all full-time and [regular] part-time [security] officers, and sergeant supervisors employed by North American Security, Inc., (the Employer) at the National Oceanic and Atmospheric Administration (NOAA) facility currently located at 5830 University Research Court, College Park, Maryland (the NOAA facility). An administrative investigation of the instant petition has revealed that the Employer will cease operations at the NOAA facility on about February 28, 2026, and the Employer will no longer employ any of the employees in the petitioned-for unit after that date. The administrative investigation further revealed that Golden SVCS, LLC will be assuming the contract to provide security services at the NOAA facility effective March 1, 2026.

The Act directs the Board, upon the filing of a representation petition, to investigate whether a question of representation exists. It further directs, “[i]f the Board finds...that such a question of representation exists, the Board shall direct an election...and certify the results thereof.” 29 U.S.C. § 159(c)(1). “The Board has recognized a narrow exception to this statutory mandate, limited to circumstances in which it is reasonably certain that conducting an election will serve no purpose: it will dismiss an election petition when cessation of the employer’s

operations is imminent, such as when an employer completely ceases to operate, sells its operations, or fundamentally changes the nature of its business.” *Retro Environmental Inc.*, 364 NLRB No. 70, slip op. at 4 (2016) citing *Hughes Aircraft Co.*, 308 NLRB 82, 83 (1992); *Martin Marietta Aluminum*, 214 NLRB 646, 646-647 (1974); *Cooper International*, 205 NLRB 1057, 1057 (1973).

On February 6, 2026, I issued a Notice to Show Cause directing that the parties explain why I should not dismiss the instant petition given the evidence indicating the Employer will soon no longer employ any of the employees in the petitioned-for unit. The deadline for a response to the Notice to Show Cause was February 12, 2026, at 12:00 noon. To date, only International Union, Security, Police and Fire Professionals of America (SPFPA) (the Intervenor), which currently represents employees in the petitioned-for unit, has responded to the Notice to Show Cause, and the Intervenor agrees that the petition should be dismissed due to the fact the Employer will soon no longer employ any of the employees in the petitioned-for unit.

Accordingly, it is hereby

ORDERED that the petition in this matter is dismissed, and the Notice of Representation Hearing previously issued in this matter is withdrawn.

Right to Request Review

Pursuant to Section 102.67(c) of the Board’s Rules and Regulations, you may obtain a review of this action by filing a request with the Executive Secretary of the National Labor Relations Board. The request for review must conform to the requirements of Section 102.67(d) and (e) of the Board’s Rules and Regulations and must be filed by March 10, 2026.

A request for review may be E-Filed through the Agency’s website but may not be filed by facsimile. To E-File the request for review, go to www.nlr.gov, select E-File Documents, enter the NLRB Case Number, and follow the detailed instructions. If not E-Filed, the request for review should be addressed to the Executive Secretary, National Labor Relations Board, 1015 Half Street, S.E., Washington, DC 20570-0001. A party filing a request for review must serve a copy of the request on the other parties and file a copy with the Regional Director. A certificate of service must be filed with the Board together with the request for review.

Dated: February 24, 2026

/s/ Sean R. Marshall

Sean R. Marshall, Regional Director
National Labor Relations Board, Region 5
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