

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

THE BOEING COMPANY/MILLENNIUM SPACE SYSTEMS, INC.
Employer

and

Case 31-RC-374505

INTERNATIONAL ASSOCIATION OF
MACHINISTS AND AEROSPACE WORKERS,
AFL-CIO
Petitioner

and

CABINET MAKERS, MILLMEN AND
INDUSTRIAL CARPENTERS, LOCAL 721
Intervenor

ORDER

The Petitioner's Request for Review of the Regional Director's Order Dismissing Petition and Withdrawing Notice of Representation Hearing is denied as it raises no substantial issues warranting review.¹

¹ Member Mayer, who is recused, is a member of the panel but did not participate in this decision on the merits.

The Regional Director's Decision inadvertently states that the parties had the right to request review pursuant to Sec. 102.67 of the Board's Rules and Regulations, but requests for review of dismissals of a petition resulting from a Regional Director's determination that no further proceedings are warranted are governed by Sec. 102.71(a).

In denying review, we emphasize that the Board has long held that ratification is a prerequisite for a contract to operate as a bar only if the contract itself expressly requires ratification as a condition precedent. See, e.g., *Appalachian Shale Products Co.*, 121 NLRB 1160, 1162 1958 ("only where the written contract itself makes ratification a condition precedent to contractual validity shall the contract be no bar until ratified."). Here, the Petitioner asserts that the ratification provision in Supplemental Agreement 36 applies to the extension and modification at issue. We disagree. Accordingly, we find that ratification was not a prerequisite for the contract extension and modification to bar this petition.

Member Prouty notes that even assuming that the ratification language of Supplemental Agreement 36 would be sufficient to establish ratification as a condition

JAMES R. MURPHY, CHAIRMAN

DAVID M. PROUTY, MEMBER

Washington, D.C., July 22, 2026.

precedent if included in a future collective-bargaining agreement, that language refers only to employees' right to vote on a future integrated agreement that will be negotiated after the Millennium Space System employees are combined into a unit with the employees of The Boeing Company—an event that had not yet occurred when the Employer and the Intervenor executed the extension and modification.