

In the Matter of JERSEY PACKAGE COMPANY and DISTRICT 50, UNITED
MINE WORKERS OF AMERICA

Case No. 4-R-1549.—Decided November 29, 1944

McAllister & McAllister, by *Mr. Albert R. McAllister, Sr.*, of Bridgeton, N. J., for the Company.

Mr. Daniel Marshall, of Philadelphia, Pa., for District 50.

Mr. Albert K. Plone, of Camden, N. J., and *Mr. James Jackson*, of Vineland, N. J., for the Teamsters.

Mr. Louis Cokin, of counsel to the Board.

DECISION

AND

ORDER

STATEMENT OF THE CASE

Upon petition duly filed by District 50, United Mine Workers of America, herein called District 50, alleging that a question affecting commerce had arisen concerning the representation of employees of Jersey Package Company, Bridgeton, New Jersey, herein called the Company, the National Labor Relations Board provided for an appropriate hearing upon due notice before Eugene M. Purver, Trial Examiner. Said hearing was held at Bridgeton, New Jersey, on October 30, 1944. At the commencement of the hearing, the Trial Examiner granted a motion of International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, Local 676, A. F. of L., herein called the Teamsters, to intervene. The Company, District 50, and the Teamsters appeared at and participated in the hearing and all parties were afforded full opportunity to be heard, to examine and cross-examine witnesses, and to introduce evidence bearing on the issues. The Trial Examiner's rulings made at the hearing are free from prejudicial error and are hereby affirmed. All parties were afforded opportunity to file briefs with the Board.

Upon the entire record in the case, the Board makes the following:

FINDINGS OF FACT

I. THE BUSINESS OF THE COMPANY

Jersey Package Company is a New Jersey corporation with its principal office at Bridgeton, New Jersey. It operates three plants, one

at Bridgeton, one at Millville, and one at Vineland, New Jersey, where it is engaged in the manufacture of veneer wood fruit and produce baskets. During 1943, the Company purchased raw materials valued in excess of \$300,000, approximately 90 percent of which was shipped to it from points outside the State of New Jersey. During the same period, the Company sold products valued in excess of \$300,000, about 50 percent of which was shipped to points outside the State of New Jersey.

The Company admits that it is engaged in commerce within the meaning of the National Labor Relations Act.

II. THE ORGANIZATIONS INVOLVED

District 50, United Mine Workers of America, is a labor organization admitting to membership employees of the Company.

International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, Local 676, is a labor organization affiliated with the American Federation of Labor, admitting to membership employees of the Company.

III. THE ALLEGED APPROPRIATE UNIT

District 50 urges a unit of all production and maintenance employees at the Bridgeton plant of the Company. The Teamsters contends that the production and maintenance employees at the Bridgeton, Vineland, and Millville plants of the Company constitute a single appropriate bargaining unit. The Company takes no position with respect to the appropriate unit or units.

There are approximately 80 employees in the unit urged by District 50 and 350 employees in the unit urged by the Teamsters. The 3 plants of the Company are located within a radius of 12 miles and are under the supervision of a single general manager: Applications for employment are the same for all 3 plants and are cleared through the central management. The purchase of all machinery, and production and plant changes are all made through the general manager. All purchases of materials for the 3 plants are handled at Bridgeton, and allocations of orders to the 3 plants are made at Bridgeton. The work performed in the 3 plants is basically the same, and all plants utilize the same classifications of workers. There is interchange of employees among the 3 plants and wages, hours, and working conditions are practically the same throughout. There is also a slight amount of interchange of materials among the 3 plants. The Teamsters began organizing the employees of the Company about 3 months prior to the date of the hearing and is presently engaged in organizing employees at all 3 plants and has succeeded in receiving authorization

cards from employees in all the plants. Under the circumstances, we believe that the unit urged by District 50 is inappropriate for the purposes of collective bargaining, and we so find.

IV. THE QUESTION CONCERNING REPRESENTATION

Since the bargaining unit sought to be established by the petition is inappropriate, as stated in Section III, above, we find that no question has been raised concerning the representation of employees of the Company in an appropriate bargaining unit.

ORDER

Upon the basis of the foregoing findings of fact, the National Labor Relations Board hereby orders that the petition for investigation and certification of representatives filed by District 50, United Mine Workers of America, be, and it hereby is, dismissed.