

In the Matter of STRUTHERS WELLS CORPORATION and UNITED STEEL-
WORKERS OF AMERICA, C. I. O.

Case No. 6-R-1000

SUPPLEMENTAL DECISION
ORDER
SECOND DIRECTION OF ELECTIONS
AND
CERTIFICATIONS OF REPRESENTATIVES

February 13, 1945

On December 19, 1944, pursuant to the Decision and Direction of Elections issued by the Board herein on November 23, 1944,¹ elections by secret ballot were conducted under the direction and supervision of the Regional Director for the Sixth Region (Pittsburgh, Pennsylvania). Upon the conclusions of the elections, Tallies of Ballots were furnished the parties in accordance with the Rules and Regulations of the Board. With respect to Group (2), it appears from the Tally of Ballots that a collective bargaining representative has been selected, since of the approximately 159 eligible voters, 154 cast valid votes, of which 95 were for the Boilermakers, 55 were for the Steelworkers, and 4 were for neither. No objections were filed by any of the parties within the time provided therefor.

In the Decision and Direction of Elections previously referred to, the Board made no final determination of the appropriate unit or units, but stated that such determination would depend in part upon the results of the elections among the employees in the four voting groups. Since it appears that the employees in Group (2) have chosen the Boilermakers as their representative, we find that said group constitutes a separate appropriate unit, and we shall, accordingly, certify the Boilermakers as the bargaining representative of the employees included therein.

On December 22, 1944, December 26, 1944, and January 4, 1945, the IAM, the IBEW, and the Blacksmiths, respectively, filed Objections to the Tallies of Ballots with respect to Groups (1), (3), and

¹ 59 N. L. R. B. 454.

60 N. L. R. B., No 111

(4). Thereafter, all parties entered into a stipulation whereby they agreed that the Board set aside the elections held on December 19, 1944, among the employees in Groups (1), (3), and (4), described in the Board's Decision, and order new elections without further proceedings, which the parties expressly waived. The Board hereby approves the stipulation of the parties, and in accordance therewith will set aside the elections and direct that new elections be held among the employees in Groups (1), (3), and (4), described in the Board's Decision, who were employed during the pay-roll period immediately preceding the date of this Second Direction of Elections, subject to the limitations and additions set forth therein.

ORDER

In accordance with the stipulation of the parties, the National Labor Relations Board hereby vacates and sets aside the elections held on December 19, 1944, in Groups (1), (3), and (4) and the results thereof.

SECOND DIRECTION OF ELECTIONS

By virtue of and pursuant to the power vested in the National Labor Relations Board by Section 9 (c) of the National Labor Relations Act, and pursuant to Article III, Section 9, of National Labor Relations Board Rules and Regulations—Series 3, as amended, it is hereby

DIRECTED that, as part of the investigation to ascertain representatives for the purposes of collective bargaining with Struthers Wells Corporation, Titusville, Pennsylvania, elections by secret ballot shall be conducted as early as possible, but not later than thirty (30) days from the date of this Second Direction, under the direction and supervision of the Regional Director for the Sixth Region, acting in this matter as agent for the National Labor Relations Board, and subject to Article III, Sections 10 and 11, of said Rules and Regulations, among the employees in Groups (1), (3), and (4), described in the Board's Decision of November 23, 1944, who were employed during the pay-roll period immediately preceding the date of this Second Direction, including employees who did not work during said pay-roll period because they were ill or on vacation or temporarily laid off, and including employees in the armed forces of the United States who present themselves in person at the polls, but excluding those employees who have since quit or been discharged for cause and have not been rehired or reinstated prior to the date of the elections, to determine in Group (1) whether they desire to be represented by United Steelworkers of America, C. I. O., or by International Asso-

ciation of Machinists, A. F. L., for the purposes of collective bargaining, or by neither; in Group (3) whether they desire to be represented by United Steelworkers of America, C. I. O., or by International Brotherhood of Blacksmiths, Drop Forgers and Helpers, affiliated with the American Federation of Labor, for the purposes of collective bargaining, or by neither; and in Group (4), whether they desire to be represented by United Steelworkers of America, C. I. O., or by International Brotherhood of Electrical Workers, A. F. L., for the purposes of collective bargaining, or by neither.

CERTIFICATION OF REPRESENTATIVES

By virtue of and pursuant to the power vested in the National Labor Relations Board by Section 9 (c) of the National Labor Relations Act, and pursuant to Article III, Sections 9 and 10, of National Labor Relations Board Rules and Regulations—Series 3, as amended,

IT IS HEREBY CERTIFIED that International Brotherhood of Boiler Makers, Iron Ship Builders, Welders and Helpers of America has been designated and selected by a majority of boilermakers, fitters, fitter bolters, welders, fitter welders, chipper welders, learner welders, punch operators, air riveters, shears operators, roller operators, plate handlers, stack makers or sheet metal workers, sand blasters, X-ray operators, press brake operators, air grinders, oxygen cutters, acetylene burners, flangers and their helpers, hydraulic press operators and their helpers, loaders, testers, layers-out, tube setters, chippers, chipper and caulkers, chipper learners, janitor of boilermaker department, storeroom helpers attached to boilermaker department, boilermaker department inspectors, planer operators, hydraulic riveters, expeditors, working foremen, and gang leaders of Struthers Wells Corporation, Titusville, Pennsylvania, but excluding the instructor, and all supervisory employees with authority to hire, promote, discharge, discipline, or otherwise effect changes in the status of employees, or effectively recommend such action, as their representative for the purposes of collective bargaining, and that, pursuant to Section 9 (a) of the Act, the said organization is the exclusive representative of all such employees for the purposes of collective bargaining with respect to rates of pay, wages, hours of employment, and other conditions of employment.