In the Matter of VOICE OF ALABAMA, INC. *and* RADIO BROADCAST TECHNICIANS LOCAL NO. 253 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS

Case No. 10-CA-147

ORDER GRANTING MOTION TO WITHDRAW EXCEPTIONS TO INTERMEDIATE REPORT, BRIEF ON EXCEPTIONS TO INTERMEDIATE REPORT AND RESPONSE TO ORDER TO SHOW CAUSE, GRANTING MOTION TO WITHDRAW CHARGE, AND DISMISSING COMPLAINT

December 21, 1948

On June 29, 1948, Trial Examiner James A. Shaw issued his Intermediate Report in the above-entitled proceeding, finding that the Respondent had not engaged in unfair labor practices and recommending that the complaint against the Respondent be dismissed in its entirety. On July 19, 1948, the General Counsel filed exceptions to the Intermediate Report and a supporting brief. On September 28, 1948, the Union filed a motion to withdraw its charge, upon which the complaint herein is based, because the Respondent had ceased committing the acts alleged therein as a violation of the Act, and had otherwise remedied its alleged unfair labor practices. Accordingly, the Board on October 5, 1948, issued an Order To Show Cause why it should not grant the aforesaid motion, and dismiss the complaint. On October 12, 1948, the General Counsel filed a response to said order, objecting to the granting of the Union's motion to withdraw its charge, but thereafter on November 18, 1948, filed a motion to withdraw his exceptions to the Intermediate Report and supporting brief, and his response to the Order To Show Cause.

No objection having been filed to the General Counsel's Motion To Withdraw Exceptions To Intermediate Report, Brief on Exceptions To Intermediate Report and Response To Order To Show Cause, and no other reason appearing why said motion should not be granted,

IT IS ORDERED that said motion be, and it hereby is, granted.

It appearing further that there has thus been no cause shown why the Union's Motion To Withdraw Charge should not be granted,

IT IS FURTHER ORDERED that said motion be, and it hereby is, granted, and that the complaint issued herein against the Respondent be, and it hereby is, dismissed.

Dated, Washington, D. C., December 21, 1948.

By direction of the Board:[1]

FRANK M. KLEILER,
Executive Secretary.

[1] Pursuant to the provisions of Section 3 (b) of the National Labor Relations Act, as amended, the Board has delegated its powers in connection with this case to a three-man panel consisting of Members Houston, Reynolds, and Murdock.