

In the Matter of WHITE BELT DAIRY FARMS, INC., EMPLOYER *and*
INTERNATIONAL BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WARE-
HOUSEMEN AND HELPERS, AFL, LOCAL No. 390, PETITIONER

Case No. 10-RC-567.—Decided July 1, 1949

DECISION

AND

ORDER

Upon a petition duly filed, a hearing was held before Herman Corenman, hearing officer of the National Labor Relations Board. The hearing officer's rulings made at the hearing are free from prejudicial error and are hereby affirmed.

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

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

1. The Employer is a Florida corporation, having its principal place of business at Miami, Florida. It operates a farm where milk is produced, a pasteurizing plant where milk is processed and bottled, and a plant which manufactures ice and ice cream, all in the State of Florida. In the past year, the Employer purchased equipment, supplies, and raw materials valued in excess of \$500,000, approximately 10 percent of which was received from points outside the State. During the same period, the Employer purchased locally supplies, equipment, and raw material, valued at about \$166,000, which originated outside the State. All of the Employer's finished products are sold locally to wholesale and retail dealers, with the exception of an annual sale of about \$3,600 worth of milk to the Seaboard Air Lines Railroad. The Employer estimated that its out-of-State sales amount to not less than 5 percent of its total sales.

While we do not feel that the Employer's operations are wholly unrelated to interstate commerce, we believe, in view of the predominantly local nature of its business and the relative remoteness of its impact on interstate commerce, that it would not effectuate the policies

of the Act to assert jurisdiction in this case.¹ Accordingly, we shall dismiss the instant petition.

ORDER

IT IS HEREBY ORDERED that the petition filed herein be, and it hereby is, dismissed.

¹ *Matter of Skyline Cooperative Dairies*, 83 N. L. R. B. 1010.