

In the Matter of AMERICAN METER Co., INC., METRIC METAL WORKS,  
EMPLOYER and INTERNATIONAL UNION ELECTRICAL, RADIO AND MA-  
CHINE WORKERS, LOCAL 621, C. I. O., PETITIONER

*Cases Nos. 6-RC-486 and 6-RC-507.—Decided April 13, 1950*

DECISION  
AND  
DIRECTION OF ELECTIONS

Upon separate petitions duly filed, a hearing in these consolidated cases was held before Emil E. Narick, hearing officer. 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 these cases to a three-member panel [Chairman Herzog and Members Houston and Murdock].

Upon the entire record in these cases, the Board finds:

1. The Employer is engaged in commerce within the meaning of the National Labor Relations Act.

2. The labor organizations involved claim to represent certain employees of the Employer.

3. United Electrical, Radio and Machine Workers of America, here-in called the Intervenor, contends that its contract with the Employer, executed on April 12, 1949, which will expire on April 10, 1950, constitutes a bar to these proceedings. As this contract will expire in less than 1 month, we find that the contract is not a bar to a determination of representative at this time.<sup>1</sup>

4. In accordance with the agreement of the parties, we find the following units of employees at the Employer's Erie, Pennsylvania, plant,<sup>2</sup> appropriate for the purposes of collective bargaining within the meaning of Section 9 (b) of the Act:

<sup>1</sup> *General Motors Corporation*, 88 NLRB 450; *The Riverside Metal Company*, 88 NLRB 973.

<sup>2</sup> These units are substantially the same as the units covered by the contract between the Employer and the Intervenor. The parties agreed to the exclusion from these units of the manager, assistant manager, personnel manager, secretary, factory superintendent, chief draftsmen, works accountant, time-study men, and laboratory employees.

1. All production and maintenance employees, excluding office and clerical employees, laboratory employees, time-study men, guards, professional employees, and supervisors.

2. All office and clerical employees, excluding production and maintenance employees, laboratory employees, time-study men, guards, professional employees, and supervisors.

### DIRECTION OF ELECTIONS <sup>3</sup>

As part of the investigation to ascertain representatives for the purposes of collective bargaining with the Employer, separate elections by secret ballot shall be conducted as early as possible, but not later than 30 days from the date of this Direction, under the direction and supervision of the Regional Director for the Region in which this case was heard, and subject to Sections 203.61 and 203.62 of National Labor Relations Board Rules and Regulations, among the employees in the units found appropriate in paragraph numbered 4, above, who were employed during the payroll period immediately preceding the date of this Direction of Elections, including employees who did not work during said payroll period because they were ill or on vacation or temporarily laid off, 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, and also excluding employees on strike who are not entitled to reinstatement, to determine whether or not they desire to be represented, for purposes of collective bargaining, by International Union Electrical, Radio and Machine Workers, Local 621, C. I. O.

<sup>3</sup> The Intervenor requested that its name be omitted from the ballot if an election was directed in these proceedings. In accord with this request, the Intervenor's name will not be placed on the ballot.