

ing voting group: All dispatchers⁵ and full- and regular part-time order takers at the Employer's Minneapolis, Minnesota, taxicab operation, excluding office clerical employees, drivers, all other employees, guards, and supervisors as defined in the Act.

If a majority of the employees in the voting group vote for the Petitioner, they will be taken to have indicated their desire to be included in the unit now represented by the Petitioner, and the Regional Director conducting the election herein is instructed to issue a certification of results to that effect. In the event a majority vote for the Intervenor, these employees will be taken to have indicated their desire to remain in the unit represented by the Intervenor and the Regional Director will issue a certification of results to that effect.

[Text of Direction of Election omitted from publication.]

⁵ Part-time dispatchers, who are also drivers and currently represented by the Petitioner in its established unit, are excluded from the voting group.

Virginia-Carolina Chemical Corporation and Southern Conference of Teamsters, Petitioner and International Chemical Workers Union, AFL-CIO, Local 36. *Case No. 12-RC-866.*
August 11, 1961

ORDER AMENDING CERTIFICATION OF REPRESENTATIVES

Pursuant to the Decision and Direction of Election¹ issued by the Board on August 5, 1960, an election was held among the Employer's employees at its Concentrated Superphosphate Plant and Mining Division in Nichols, Homeland, and Clear Springs, Florida. On December 2, 1960, a runoff election was held. Thereafter, on December 12, 1960, the Petitioner, having received a majority of the valid votes cast in the runoff election, was certified as the exclusive bargaining representative in a unit of the aforementioned employees. On February 2, 1961, the Petitioner filed a motion to amend the certification by substituting the name "Phosphate Workers Union, Local 308, affiliated with International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America." The Employer filed objections to the motion, alleging mainly that the petition affirmatively showed on its face that the employees in the bargaining unit affected were not made aware, prior to the election, that Petitioner's name would be deleted from the certification upon the formation of the

¹ 128 NLRB 446.

132 NLRB No. 74.

local union. The Board, having considered the matter, makes the following finding.

It is stated clearly in the declaration and signature to the petition, as follows: "Southern Conference of Teamsters (As soon as Petitioner has been certified, the International will issue a charter for a local Union, which will be delegated bargaining rights)." As insufficient cause has been asserted by the Employer why the Board should not amend the certification to reflect the new name of the certified representative, we shall grant the motion to amend.²

[The Board amended the Certification of Representatives issued to Southern Conference of Teamsters by substituting therein "Phosphate Workers Union, Local 308, affiliated with International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America" for "Southern Conference of Teamsters."]

² See *University Metal Products Co., Inc.*, 102 NLRB 1567; *The Procter and Gamble Manufacturing Company*, 130 NLRB 633. Cf. *Standard Oil Company*, 127 NLRB 656; *Dickey, formerly d/b/a Ohio Hoist and Mfg. Co. v. N.L.R.B.*, 217 F. 2d 652 (C.A. 6).

Tualatin Valley Buses, Inc. and Teamsters & Chauffeurs Local No. 281, International Brotherhood of Teamsters, Chauffeurs, Warehousemen & Helpers of America, Ind., Petitioner¹

Inter-City Buses, Inc. and Teamsters & Chauffeurs Local No. 281, International Brotherhood of Teamsters, Chauffeurs, Warehousemen & Helpers of America, Ind., Petitioner. Cases Nos. 36-RC-1618 and 36-RC-1622. August 14, 1961

DECISION AND DIRECTION OF ELECTIONS

Upon separate petitions duly filed under Section 9(c) of the National Labor Relations Act, separate hearings were held before E. G. Strumpf, hearing officer.² 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 Act, the Board has delegated its powers in connection with these cases to a three-member panel [Chairman McCulloch and Members Rodgers and Fanning].

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

1. The Employers are engaged in commerce within the meaning of the Act.

¹ The name of the Petitioner appears as amended at the hearing.

² At the hearing in Case No. 36-RC-1622 the parties moved that Case No 36-RC-1618 be consolidated with that proceeding and that the record in Case No 36-RC-1618 be adopted as part of the evidence in that case. We hereby grant the motion and accordingly order that the above-captioned cases be consolidated.