

Alton Memorial Hospital and Service and Hospital Employees Union, Local Union No. 50, of the Service Employees International Union, AFL-CIO-CLC, Petitioner. Case 14-RC-7831

June 25, 1975

**DECISION ON REVIEW AND
DIRECTION OF ELECTION**

BY CHAIRMAN MURPHY AND MEMBERS
JENKINS AND KENNEDY

On January 23, 1975, the Regional Director for Region 14 issued a Decision and Direction of Election in the above-entitled proceeding in which he found appropriate the Petitioner's requested unit of all dietary, housekeeping, laundry, central supply, central stores, grounds, boilerroom helpers, TV collectors and maintenance employees, excluding licensed practical nurses, technicians, nurses aides, orderlies, laboratory employees, office clerical and professional employees, guards, supervisors, and all other employees at the Employer's facilities. On January 29, the Regional Director's Supplemental Decision Amending Decision and Direction of Election issued, adding Intervenor International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, Local Union No. 525, as one of the choices in the election. Thereafter, in accordance with Section 102.67 of the National Labor Relations Board Rules and Regulations, Series 8, as amended, the Employer filed a timely request for review of the Regional Director's Decision on the grounds, *inter alia*, that in finding the petitioned-for unit appropriate he made erroneous findings as to substantial factual issues and departed from officially reported Board precedent. Employer submits that the appropriate unit should be a "wall-to-wall" unit which includes all nonprofessional employees.

The National Labor Relations Board, by telegraphic order dated March 10, 1975, granted the request for review and stayed the election pending Decision on Review.

Pursuant to the provisions of Section 3(b) of the National Labor Relations Act, as amended, the

¹ As the unit found appropriate is broader than that originally petitioned for by the Petitioner, the Regional Director shall determine whether the

National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.

The Board has considered the entire record in the proceeding with respect to the issues under review and makes the following findings:

The Regional Director excluded from the unit he found appropriate the nurses aides, orderlies, and laboratory employees. For the reasons set forth in *Mount Airy Foundation, d/b/a Mount Airy Psychiatric Center*, 217 NLRB No. 137 (1975), we shall include the nurses aides, orderlies, and laboratory employees in the unit found appropriate; for the reasons set forth in *Nathan and Miriam Barnert Memorial Hospital Association d/b/a Barnert Memorial Hospital Center*, 217 NLRB No. 132 (1975), we shall exclude the technical employees and the licensed practical nurses.

The appropriate unit in this case is:

All regular full-time and part-time nonprofessional employees in the service and maintenance functions, including dietary, housekeeping, laundry, central supply, central stores, grounds, boilerroom helpers, TV collectors, maintenance employees, nurses aides, orderlies, and laboratory employees employed at Employer's Alton, Illinois, facility, but excluding business office clericals, professional employees, technical employees, licensed practical nurses, guards, and supervisors as defined in the Act, and all other employees.

[Direction of Election¹ and *Excelsior* footnote omitted from publication.]

MEMBER KENNEDY, dissenting:

For the reasons set forth in my dissent in *Nathan and Miriam Barnert Hospital Association, supra*, I also dissent in this case. I would not find appropriate a service and maintenance unit which excludes technical employees and licensed practical nurses, but rather I would find the appropriate unit to be all service and maintenance employees including technical employees and licensed practical nurses, but excluding business office clericals and all other employees.

showing of interest is sufficient before proceeding with the election.