ABOUT THE WEEKLY SUMMARY

The Weekly Summary of NLRB cases, as the name implies, is a publication that summarizes each week all published NLRB decisions in unfair labor practice and representation election cases, except for summary judgment cases. It also lists all decisions of NLRB administrative law judges and direction of elections by NLRB regional directors. Links are established from the weekly summary index to the summaries and from the summaries to the full text of the decisions.

Weekly Summary of NLRB Cases

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Staten Island University Hospital, Staten Island, NY

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Staten Island University Hospital (29-CA-23193; 334 NLRB No. 40) Staten Island, NY June 13, 2001. Following the issuance of the administrative law judge's decision, the Board approved New York State Nurses Association's request to withdraw this case and dismissed the complaint. In his decision, the judge found that the Respondent did not violate the Act when it refused to provide the Union with a copy of a contract that the Respondent negotiated with another employer to provide certain rehabilitative services. [HTML] [PDF]

Subsequent to the judge's decision, in an arbitration proceeding which involved the same set of facts as those presented to the

judge, the Respondent provided the Charging Party with a copy of the requested contract and in return, the Charging Party agreed to request withdrawal of this case.

Chairman Hurtgen also approved the withdrawal request. However, he noted that "informational" disputes, such as the instant one, are better left to the processes of arbitration than to litigation before the NLRB. In this case, it appeared that the arbitrator was presented with essentially the same set of facts as had been presented to the judge. Thus, the information was produced in the normal course of arbitration, and there was no need for the NLRB litigation. Chairman Hurtgen believes that leaving this matter to arbitral processes would have saved public resources and would have been consistent with the central role that arbitration plays in labor relations in this country. Members Liebman and Truesdale did not address the issue of the proper forum for resolving "informational" disputes as that issue was not specifically raised by the withdrawal request.

(Chairman Hurtgen and Members Liebman and Truesdale participated.)

Charge filed by New York State Nurses Assn.; complaint alleged violation of Section 8(a)(1) and (5). Hearing at Brooklyn, NY on Apr. 16, 2000. Adm. Law Judge Raymond P. Green issued his decision June 22, 2000.

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LIST OF DECISIONS OF ADMINISTRATIVE LAW JUDGES

Crown Waste Corp. (Teamsters Local 813) Flushing, NY June 11, 2001. 29-CA-23916; JD(NY)-25-01, Judge D. Barry Morris.

Rockford Powertrain, Inc. (Auto Workers Local 803) Rockford, IL June 13, 2001. 33-CA-13210, 13319; JD-80-01, Judge William J. Pannier III.

Postal Workers Local 551 (an Individual) Pensacola, FL June 13, 2001. 15-CB-4696(P); JD(ATL)-38-01, Judge Keltner W. Locke.

The Arrow Line, Inc. (Transit Union Local 1342) Waterford, CT June 14, 2001. 34-CA-9388; JD(NY)-26-01, Judge Michael A. Marcionese.

Pepsi Bottling Group, Inc. (New England Joint Board RWDSU Local 513) Allston, MA June 15, 2001. 1-CA-38036; JD-81-01, Judge Richard H. Beddow.

Grant Prideco, L.P. d/b/a Tubular Corporation of America (an Individual) Muskogee, OK June 15, 2001. 17-CA-20883; JD (ATL)-37-01, Judge Jane Vandeventer.

Helweg & Farmer Transportation Co., Inc. (Teamsters Local 492) Albuquerque, NM June 5, 2001. 25-CA-16377; JD(SF)-45-01, Judge Michael D. Stevenson.

Randell Manufacturing of Arizona, Inc. (Sheet Metal Workers Local 359) Tucson, AZ June 5, 2001. 28-CA-16207, 16322; JD (SF)-44-01, Judge James M. Kennedy.

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NO ANSWER TO COMPLAINT

(In the following cases, the Board granted the General Counsel's motion for summary judgment based on the Respondent's failure to answer the complaint.)

Netco Waterproofing Co., (Bricklayers Local 1) (29-CA-23998; 334 NLRB No. 43) East Elmhurst, NY June 13, 2001.

Am-Gard, Inc. (Government Security Officers Local 50) (27-CA-17053, et al.; 334 NLRB No. 42) Denver, CO June 13, 2001.