



National Labor Relations Board

Weekly Summary of NLRB Cases

Division of Information

Washington, D.C. 20570

Tel. (202) 273-1991

June 13, 2008

W-3160

CASES SUMMARIZED
VISIT WWW.NLRB.GOV FULL TEXT

Tecumseh Packaging Solutions, Inc.	Tecumseh, MI	1
--	--------------	---

OTHER CONTENTS

List of Decisions of Administrative Law Judges	1
List of Unpublished Board Decisions and Orders in Representation Cases	2
<ul style="list-style-type: none">• Uncontested Reports of Regional Directors and Hearing Officers• Requests for Review of Regional Directors' Decisions and Directions of Elections and Decisions and Orders• Miscellaneous Board Decisions and Orders	

Press Releases ([R-2661](#)): NLRB to Issue Final Board and ALJ Decisions Online

CORRECTION: In the last issue (W-3159), the summary of *Medco Health Solutions of Spokane*, 352 NLRB No. 78, should have referred to the alleged refusal to provide information as a violation of Section 8(a)(5).

The Weekly Summary of NLRB Cases is prepared by the NLRB Division of Information and is available on a paid subscription basis. It is in no way intended to substitute for the professional services of legal counsel, or for the authoritative judgments of the Board. The case summaries constitute no part of the opinions of the Board. The Division of Information has prepared them for the convenience of subscribers.

If you desire the full text of decisions summarized in the Weekly Summary, you can access them on the NLRB's Web site (www.nlr.gov). Persons who do not have an Internet connection can request a limited number of copies of decisions by writing the Information Division, 1099 14th Street, NW, Suite 9400, Washington, DC 20570 or fax your request to 202/273-1789. As of August 1, 2003, Administrative Law Judge decisions are on the Web site.

All inquiries regarding subscriptions to this publication should be directed to the Superintendent of Documents, U. S. Government Printing Office, Washington, DC 20402, 202/512-1800. Use stock number 731-002-0000-2 when ordering from GPO. Orders should not be sent to the NLRB.

Tecumseh Packaging Solutions, Inc. (7-CA-49861; 352 NLRB No. 87) Tecumseh, MI June 2, 2008. The Board reversed the administrative law judge's conclusion that the Respondent did not violate Section 8(a)(1) of the Act by maintaining a work rule that prohibited loitering on company property after working hours. Citing *Lutheran Heritage Village-Livonia*, 343 NLRB 646 (2004), the Board found that employees could reasonably interpret the work rule as prohibiting Section 7 activity and, accordingly, the rule was overly broad, in violation of Section 8(a)(1). The Board acknowledged that employers may have legitimate reasons for promulgating anti-loitering and similar work rules, and noted that its decision does not foreclose employers from adopting work rules that are narrowly tailored to address such legitimate concerns. [\[HTML\]](#) [\[PDF\]](#)

(Chairman Schaumber and Member Liebman participated.)

Charge filed by Steelworkers; complaint alleged violation of Section 8(a)(1) and (5). Hearing at Detroit on March 28, 2007. Adm. Law Judge Karl H. Buschmann issued his decision July 16, 2007.

LIST OF DECISIONS OF ADMINISTRATIVE LAW JUDGES

G&H Towing Co. (an Individual) Galveston, TX June 2, 2008. 16-CA-25939; JD(ATL)-18-08, Judge Keltner W. Locke.

Kohler Co. (Individuals) Searcy, AR June 3, 2008. 26-CA-22733, et al.; JD(ATL)-19-08, Judge George Carson II.

Bentonite Performance Minerals, LLC, a Product and Service Line of Halliburton Energy Services, Inc. (Chemical Workers Council/Food and Commercial Workers Local 353C) Colony, WY June 2, 2008. 27-CA-20596, et al.; JD(SF)-24-08, Judge James M. Kennedy.

Cardi Corp. (Carpenters Local 94) Warwick, RI June 5, 2008. 1-CA-43892; JD-30-08, Judge Bruce D. Rosenstein.

DHL Express and The Crossroads Group Labor Relations Consultants (Postal Workers) Breinigsville, PA June 5, 2008. 4-CA-35417, et al., 4-RC-21327; JD-29-08, Judge Robert A. Giannasi.

**LIST OF UNPUBLISHED BOARD DECISIONS AND ORDERS
IN REPRESENTATION CASES**

*(In the following cases, the Board adopted Reports of
Regional Directors or Hearing Officers in the absence of exceptions)*

DECISION AND CERTIFICATION OF REPRESENTATIVE

Altercare of Wadsworth Center for Rehabilitation and Nursing Care, Inc., Wadsworth, OH,
8-RD-2083, June 5, 2008

*(In the following cases, the Board granted requests for review
of Decisions and Directions of Elections (D&DE) and
Decisions and Orders (D&O) of Regional Directors)*

Unisys Corp., Plymouth, MI, 7-RC-23167, June 5, 2008 (Chairman Schaumber and
Member Liebman)

*(In the following cases, the Board denied requests for review
of Decisions and Directions of Elections (D&DE) and
Decisions and Orders (D&O) of Regional Directors)*

Aerotek, Inc., Elk Grove, CA, 20-RC-18169, June 5, 2008 (Chairman Schaumber and
Member Liebman)

Miscellaneous Board Decisions and Orders

**ORDER [denying Employer's motion for
reconsideration of decision on review]**

Lacosta, Inc., Wauconda, IL, 13-RC-21716, June 5, 2008 (Chairman Schaumber and
Member Liebman)
