

July 1, 2008

Jeffrey L. Alford, Jr.
333 N. Vine St.
Fostoria, OH 44830

Re: *Carmeuse Lime, Inc.*
Case No. 8-RD-2107

Dear Sir or Madam:

The Petition in this matter, asking for the decertification of the United Steel, Paper, and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union as a collective bargaining representative under Section 9 of the National Labor Relations Act, has been carefully investigated.

Case No. 8-CA-37636, filed by the Union against the Employer on February 21, 2008, has resulted in the issuance of a complaint alleging specific violations of Section 8(a)(1) and (5) of the Act. One of the remedies for the alleged violations requires that the Employer execute and abide by an agreed collective bargaining agreement which became effective prior to the filing of the instant Petition. Because that collective bargaining agreement bars the further processing of this Petition, I am dismissing it.

Although dismissed, this Petition is subject to reinstatement if, after final disposition of the charge in 8-CA-37636, that would be appropriate and the Petitioner requests that the petition be reinstated within 30 days of being informed concerning the final disposition of the Charge. The Petitioner will be served with a copy of the Order or other document which disposes of the Charge.

Pursuant to the National Labor Relations Board Rules and Regulations, Series 8, as amended, you may obtain a review of this action by filing a request therefore with the National Labor Relations Board, addressed to the Executive Secretary, National Labor Relations Board, Washington, D.C., 20570. A copy of such request for review must be served on the Regional Director and each of the other parties to the proceeding. This request for review must contain a complete statement setting forth the facts and reasons upon which it is based. The request for review (eight copies) must be received by the Executive Secretary of the Board in Washington, D.C., by the close of business on July 15, 2008. Upon good cause shown, however, the Board may grant special permission for a longer period within which to file. The request for extension of time should be submitted to the Executive Secretary of the Board in Washington, D.C., and a copy of any such request for extension of time should be submitted to the Regional Director, and to each of the other parties to this proceeding.

The request for review and any request for extension of time for filing must include a statement that a copy has been served on the Regional Director and on each of the other parties to this proceeding, and the copy must be served in the same or faster manner as that utilized in filing the request with the Board. When filing with the Board is accomplished by personal service, however, the other parties shall be promptly notified of such action by telephone, followed by service of a copy by mail.

In the Regional Office's initial correspondence, the parties were advised that the National Labor Relations Board has expanded the list of permissible documents that may be electronically filed with its offices. If a party wishes to file one of the documents which may now be filed electronically, please refer to the Attachment supplied with the Regional Office's initial correspondence for guidance in doing so. Guidance for E-filing can also be found on the National Labor Relations Board web site at www.nlr.gov. On the home page of the website, select the **E-Gov** tab and click on **E-Filing**. Then select the NLRB office for which you wish to E-File your documents. Detailed E-Filing instructions explaining how to file the documents electronically will be displayed.

Very truly yours,

Frederick J. Calatrello
Regional Director

FJC:cjc

cc: Executive Secretary
National Labor Relations Board
Washington DC 20570

Steve Phagan
Carmeuse Lime Inc.
1967 CR 42 P. O. Box 708
Bettsville, OH 44815

William L. Doepken, Esq.
Eckert Seamans Cherin & Mellott, LLC
USX Tower, 44th Floor
600 Grant Street
Pittsburgh, PA 15219

Phil Binotto, Esq.
Eckert Seamans Cherin & Mellott, LLC
Suite 200, Summit Corporate Center
1001 Corporate Drive
Canonsburg, PA 15317

United Steelworkers a/w
United Steelworkers of America
Five Gateway Center
Pittsburg, PA 15222

Patrick Gallagher
United Steelworkers of America
25111 Miles Road, Suite H
Warrensville Heights, OH 44128