

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

WELLINGTON INDUSTRIES, INC.
Employer-Petitioner

and

Case 7-RM-1496

LOCAL 174, INTERNATIONAL
UNION, UNITED AUTOMOBILE,
AEROSPACE AND AGRICULTURAL
IMPLEMENT WORKERS OF AMERICA
(UAW), AFL-CIO

Union

ORDER

The Employer-Petitioner's Request for Review of the Regional Director's administrative dismissal of the petition is denied as it raises no substantial issues warranting reversal of the Regional Director's action. Accordingly, the Regional Director's dismissal of the petition is affirmed.¹

WILMA B. LIEBMAN, CHAIRMAN

MARK GASTON PEARCE, MEMBER

BRIAN E. HAYES, MEMBER

Dated, Washington, D.C., February 11, 2011.

¹ The Employer's contention that the affiliation between Local One and Local 174 resulted in dramatic organizational changes post-affiliation that demonstrate lack of substantial continuity is unsupported by the proffered evidence and lacking in merit. The Employer asserts, without support, that employees' union dues "significantly increased" after the affiliation. The Board has held, however, that the fact that dues may be higher after an affiliation does not constitute evidence of discontinuity, but merely may "reflect a greater level of service provided to members." Raymond F. Kravis Center for the Performing Arts, 351 NLRB 143, 147 n. 32 (2007), *enfd.* 550 F. 3d 1183 (D.C.Cir. 2008); CPS Chemical Co., 324 NLRB 1018 (1997), *enfd.* 160 F.3d 150 (3d Cir. 1998).