

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION TWENTY-FIVE

COUPLED PRODUCTS, LLC,
Employer

and

Case 25-RD-061324

INTERNATIONAL UNION, UNITED AUTOMOBILE
AEROSPACE AND AGRICULTURAL WORKERS OF
AMERICA, UAW LOCAL 2049
Union

and

CONNIE L. GRAY
Petitioner

ORDER WITHDRAWING NOTICE OF HEARING
AND
DISMISSING PETITION

IT IS HEREBY ORDERED that the Notice of Hearing issued in the above-entitled matter be, and the same hereby is, withdrawn.

The above-captioned case, petitioning for investigation and determination of representative under Section 9(c) of the National Labor Relations Act, has been carefully investigated and considered.

As a result of the investigation, it does not appear that further proceedings on the petition are warranted by reason of the issuance of an Order Consolidating Cases, Consolidated Complaint and Notice of Hearing by the undersigned on December 28, 2011, in Cases 25-CA-031883 and 25-CA-062263, alleging that the Employer is in violation of Sec. 8(a)(1) and (5) of the Act. The Complaint specifically alleges, among other things, that the Employer has been failing and refusing to bargain collectively with the exclusive collective-bargaining representative of its employees in violation of Sec. 8(a)(1) and (5) of the Act. Such conduct, if proven, would condition or preclude the existence of a question concerning representation. See Sec.11733.2(a)(2) of the NLRB Casehandling Manual, Part I, Unfair Labor Practice Proceedings and Part II, Representation Proceedings. See also Truserv Corporation, 349 NLRB 227 (2007) and OM 07-69.



I am, therefore, dismissing the petition without prejudice to its reinstatement, if appropriate,¹ upon Petitioner's application after disposition of the unfair labor practice proceedings in Cases 25-CA-031883 and 25-CA-062263. The Petitioner is hereby made a party of interest to the unfair labor practice proceedings, limited solely to receipt of a copy of the document that finally disposes of the proceedings.

Right to Request Review: Pursuant to the provisions of Section 102.67 of the National Labor Relations Board's Rules and Regulations, Series 8, as amended, you may obtain review of this action by filing a request with the Executive Secretary, National Labor Relations Board, 1099 14th Street, N.W., Washington, DC 20570-0001. This request for review must contain a complete statement setting forth the facts and reasons on which it is based.

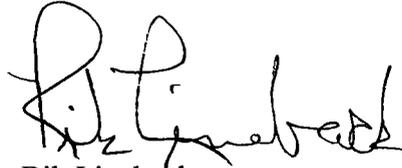
Procedures for Filing a Request for Review: Pursuant to the Board's Rules and Regulations, Sections 102.111-102.114, concerning the Service and Filing of Papers, the request for review must be received by the Executive Secretary of the Board in Washington, DC by close of business on **Thursday, January 12, at 5:00 p.m. Eastern Time**, unless filed electronically. **Consistent with the Agency's E-Government initiative, parties are encouraged to file a request for review electronically.** If the request for review is filed electronically, it will be considered timely if the transmission of the entire document through the Agency's website is **accomplished by no later than 11:59 p.m. Eastern Time** on the due date. Please be advised that Section 102.114 of the Board's Rules and Regulations precludes acceptance of a request for review by facsimile transmission. Upon good cause shown, the Board may grant special permission for a longer period within which to file. A copy of the request for review must be served on each of the other parties to the proceedings, as well as on the undersigned, in accordance with the requirements of the Board's Rules and Regulations.

Filing a request for review electronically may be accomplished by using the E-filing system on the Agency's website at ww.nlr.gov. Once the website is accessed, select the E-Gov tab, click on E-Filing, and follow the detailed instructions. The responsibility for the receipt of

¹ The petition may be subject to reinstatement if the unfair labor practice charge is: unconditionally withdrawn, settled without Petitioner waiving the right to seek reinstatement of the petition, settled without an admission of liability by Respondent, or litigated and the allegation of failure to bargain in good faith is found to be without merit. See Trusery Corporation, 349 NLRB 227 (2007).

the request for review rests exclusively with the sender. A failure to timely file the request for review will not be excused on the basis that the transmission could not be accomplished because the Agency's website was off line or unavailable for some other reason, absent a determination of technical failure of the site, with notice of such posted on the website.

SIGNED at Indianapolis, Indiana, this 29th day of December, 2011.

A handwritten signature in black ink, appearing to read "Rik Lineback". The signature is stylized with large, flowing letters.

Rik Lineback
Regional Director
National Labor Relations Board,
Region Twenty-five
Room 238, Minton-Capehart Building
575 North Pennsylvania Street
Indianapolis, Indiana 46204-1577

RL/ca