

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
THIRD REGION

DPI SECUPRINT, INC.

Employer

and

Case-3-RC-12019

GRAPHIC COMMUNICATIONS
CONFERENCE/INTERNATIONAL
BROTHERHOOD OF TEAMSTERS,
LOCAL 503-M

Petitioner

MOTION FOR ACCEPTANCE OF
AMICUS BRIEF OF
GRAPHIC COMMUNICATIONS CONFERENCE
OF THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS

The Graphic Communications Conference of the International Brotherhood of Teamsters (“GCC/IBT” or “Union”) respectfully requests the Amicus Brief filed concurrently with this Motion be accepted into the Board’s record of review in this case. The GCC/IBT is a labor organization that represents workers in the printing, publishing, newspaper and graphic communications industries throughout the United States and Canada. Petitioner Graphic Communications Conference/International Brotherhood of Teamsters, Local 503-M is an affiliated Local of the GCC/IBT. The GCC/IBT was formed when the Graphic Communications International Union (“GCIU”) merged with the International Brotherhood of Teamsters on January 1, 2005. The GCC/IBT is comprised of a number of affiliated District Councils and Local Unions throughout the United States and Canada. The GCC/IBT represents more than

45,000 workers in all craft and skill areas in the printing and publishing industry, including pre-press, shipping, and bindery employees and the operators of various types of presses.

The outcome of the present case may significantly impact the way the Board evaluates future representation cases in the printing industry. Therefore, the Union is greatly concerned about the outcome of this case and its ramifications on the organizing efforts of its affiliated local unions. Accordingly, the Union's brief addresses the proper analysis to be applied to representation cases in the printing industry. Specifically, the brief evaluates the Employer's arguments in light of longstanding Board precedent applying the "community of interest" analysis to unit determinations in the printing industry.

The Union's brief also addresses the Board's recent decision in *Specialty Healthcare and Rehabilitation Center of Mobile*, 357 NLRB No. 83, 2011 WL 3916077 (August 26, 2011), which articulated the standard to be applied when, as in the present case, an employer challenges a petitioned-for unit as being under-inclusive. Though involving the healthcare industry, the Board explicitly stated that its decision was applicable across industries. The decision in *Specialty Healthcare* was issued after the parties in this case submitted their briefs; therefore, this decision has not been addressed elsewhere in the record before the Board. Since the arguments raised by the Employer in this case, are analogous to those raised in *Specialty Healthcare*, we submit it is a necessary consideration in the Board's review of the present case.

Therefore, GCC/IBT respectfully requests that the Board grant this Motion for Acceptance and include the Union's amicus brief and the arguments therein in its consideration of this case.

Date: February 23, 2012

Respectfully submitted,

By: /s/Peter J. Leff

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