

NOT INCLUDED  
IN BOUND VOLUMES

PGB  
Kokomo, IN

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

EXECUTIVE MANAGEMENT SERVICES, INC.  
Employer

and

Case 25-RC-093670

INTERNATIONAL UNION, UNITED  
AUTOMOBILE, AEROSPACE AND  
AGRICULTURAL IMPLEMENT  
WORKERS OF AMERICA (UAW),  
Petitioner

DECISION AND CERTIFICATION OF REPRESENTATIVE

The National Labor Relations Board has considered objections to an election held January 8, 2013, and the hearing officer's report recommending disposition of them. The election was conducted pursuant to a Stipulated Election Agreement. The tally of ballots shows 20 ballots for and 5 against the Petitioner, with 1 challenged ballot, an insufficient number to affect the results.

The Board has reviewed the record in light of the exceptions and briefs, has adopted the hearing officer's findings<sup>1</sup> and recommendations, and finds that a certification of representative should be issued.

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<sup>1</sup> There were no substantive exceptions to the hearing officer's conclusion that Objection 4 lacked merit. We adopt pro forma the hearing officer's recommendation to overrule the Employer's Objection 4.

In affirming the hearing officer's factual findings here, we observe that even if the Union had made campaign-related misrepresentations to employees as alleged by the Employer, they would not be grounds for setting aside the election under the circumstances of this case and long-settled law. See *Midland National Life Insurance Co.*, 263 NLRB 127 (1982).

CERTIFICATION OF REPRESENTATIVE

IT IS CERTIFIED that a majority of the valid ballots have been cast for International Union, United Automobile, Aerospace and Agricultural Implement Workers of America, and that it is the exclusive collective-bargaining representative of the employees in the following appropriate unit:

All full-time and regular part-time housekeepers/janitorial employees employed by the Employer at the G[eneral] M[otors] C[omponent] H[oldings] Kokomo Operations facility; BUT EXCLUDING all office clerical employees, technical employees, engineering employees, guards and supervisors as defined in the Act, and all other employees.

Dated, Washington, D.C., June 20, 2013.

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Mark Gaston Pearce, Chairman

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Richard F. Griffin, Jr., Member

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Sharon Block, Member

(SEAL)

NATIONAL LABOR RELATIONS BOARD