

In the Matter of NEW YORK MAIL & NEWSPAPER TRANSPORTATION Co. and COMMITTEE FOR INDUSTRIAL ORGANIZATION, ON BEHALF OF THE EMPLOYEES OF THE NEW YORK MAIL & NEWSPAPER TRANSPORTATION Co.

*Case No. R-401*

## CERTIFICATION OF REPRESENTATIVES

*February 25, 1938*

On September 17, 1937, the United Mail Tube Workers Local Industrial Union No. 474, herein called the United, filed with the Regional Director for the Second Region (New York City) a petition alleging that a question affecting commerce had arisen concerning the representation of employees of New York Mail & Newspaper Transportation Co., New York City, herein called the Company, and requesting an investigation and certification of representatives pursuant to Section 9 (c) of the National Labor Relations Act, 49 Stat. 449, herein called the Act. Pursuant to notice duly served upon the Company and upon the United, a hearing was held at New York City, on November 26, 1937, before Emanuel Bloch, the Trial Examiner duly designated by the National Labor Relations Board, herein called the Board.

On January 19, 1938, the Board issued a Decision and Direction of Election<sup>1</sup> which provided that an election by secret ballot be held within fifteen (15) days from the date of the Direction among the mail handlers, maintenance men, and repairmen of the Company, who were on the Company's pay roll of November 10, 1937, excluding supervisory and office employees and those who quit or were discharged for cause between such date and the date of election, to determine whether or not they desired to be represented by United Mail Tube Workers Local Industrial Union No. 474, for the purposes of collective bargaining.

Pursuant to the Direction, an election by secret ballot was conducted on February 3, 1938. Full opportunity was accorded to all of the parties to this investigation to participate in the conduct of the secret ballot and to make challenges. Thereafter, on February 7, 1938, the Regional Director, acting pursuant to Article III, Section 9,

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<sup>1</sup> 4 N L R B. 1066

of National Labor Relations Board Rules and Regulations—Series 1, as amended, issued and duly served upon the parties to the proceeding her Intermediate Report on the ballot. No exceptions to the Intermediate Report have been filed by any of the parties.

As to the balloting and its results the Regional Director reported as follows:

Total Number Eligible to Vote.....	112
Total Number of Ballots Cast.....	111
Total Number of Ballots Counted.....	111
Total Number of Votes for United Mail Tube Workers Local Industrial Union No. 474.....	94
Total Number of Votes against United Mail Tube Workers Local Industrial Union No. 474.....	17
Total Number of Blank Ballots.....	0
Total Number of Void Ballots.....	0
Total Number of Challenged Ballots.....	0

By virtue of and pursuant to the power vested in the National Labor Relations Board by Section 9 (c) of the National Labor Relations Act and pursuant to Article III, Section 8, of National Labor Relations Board Rules and Regulations—Series 1, as amended,

IT IS HEREBY CERTIFIED that United Mail Tube Workers Local Industrial Union No. 474, has been designated and selected by a majority of the mail handlers, maintenance men, and repairmen of New York Mail & Newspaper Transportation Co., New York City, excluding supervisory and office employees, as their representative for the purposes of collective bargaining, and that, pursuant to Section 9 (a) of the National Labor Relations Act, United Mail Tube Workers Local Industrial Union No. 474, is the exclusive representative of all such employees for the purposes of collective bargaining in respect to rates of pay, wages, hours of employment, and other conditions of employment.