

In the Matter of AMERICAN FRANCE LINE *et al.* (GULF OIL CORPORATION) *and* INTERNATIONAL SEAMEN'S UNION OF AMERICA

*Case, No. R-157*

SUPPLEMENTAL DECISION  
AND  
CERTIFICATION OF REPRESENTATIVES

*March 8, 1938*

On July 16, 1937, the National Labor Relations Board, herein called the Board, issued a Decision and Direction of Elections<sup>1</sup> in the above-entitled case. The Direction of Elections directed that elections by secret ballot be conducted among the unlicensed personnel employed in the deck, engine, and stewards' departments, except wireless and radio operators, chief electricians on electrically driven ships, and junior engineers who hold licenses, on the vessels operated out of Atlantic and Gulf ports by 52 named companies, including Gulf Oil Corporation, Pittsburgh, Pennsylvania. By a Supplemental Decision and Direction of Elections, issued September 17, 1937,<sup>2</sup> similar elections were directed to be held in nine additional companies. Supplemental or amended decisions have also been issued in this case on August 16, September 11, and November 10, 1937,<sup>3</sup> dealing with various matters which need not be set forth in detail here.

Pursuant to these Decisions and Directions of Elections, an election by secret ballot has been conducted under the direction and supervision of Elinore Morehouse Herrick, the Regional Director for the Second Region (New York City), on the vessels operated out of Atlantic and Gulf ports by Gulf Oil Corporation. On January 22, 1938, the said Regional Director, acting pursuant to Article III, Section 9, of National Labor Relations Board Rules and Regulations—Series 1, as amended, issued and duly served upon the parties, an Intermediate Report on the election. No objections or exceptions to the Intermediate Report have been filed by any of the parties.

<sup>1</sup> 3 N. L. R. B. 64

<sup>2</sup> 3 N. L. R. B. 80.

<sup>3</sup> 3 N. L. R. B. 74; 3 N. L. R. B. 76; and 4 N. L. R. B. 112, respectively.

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

Total number eligible to vote.....	709
Total number of ballots cast.....	661
Total number of votes in favor of International Seamen's Union of America, or its successor, affiliated with the American Federation of Labor.....	36
Total number of votes in favor of National Maritime Union of America, affiliated with the Committee for Industrial Organization.....	575
Total number of votes in favor of neither organization.....	36
Total number of blank ballots.....	6
Total number of void ballots.....	8
Total number of challenged ballots.....	0

The Regional Director stated in the Intermediate Report that the ballots cast by the unlicensed personnel employed on the barge "Ohio" had not been counted or included in the final tabulation. The determination of whether these employees are within the unit found by the Board to be appropriate was submitted to the Board for decision. We find that the unlicensed personnel employed on the barge "Ohio" are not within the appropriate unit.

#### CERTIFICATION OF REPRESENTATIVES

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, 49 Stat. 449, and pursuant to Article III, Sections 8 and 9, of National Labor Relations Board Rules and Regulations—Series 1, as amended,

IT IS HEREBY CERTIFIED that National Maritime Union of America, affiliated with the Committee for Industrial Organization, has been selected by a majority of the unlicensed personnel employed in the deck, engine, and stewards' departments, except wireless and radio operators, chief electricians on electrically driven ships, and junior engineers who hold licenses, on the vessels operated out of Atlantic and Gulf ports by Gulf Oil Corporation, Pittsburgh, Pennsylvania, as their representative for the purposes of collective bargaining, and that, pursuant to Section 9 (a) of the Act, National Maritime Union of America, affiliated with the Committee for Industrial Organization, 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.