

In the Matter of CUDAHY BROTHERS PACKING CO., A CORPORATION *and*
PACKINGHOUSE WORKERS INDUSTRIAL UNION

Case No. R-475

CERTIFICATION OF REPRESENTATIVES

March 8, 1938

On January 27, 1938, the National Labor Relations Board, herein called the Board, issued a Decision and Direction of Election¹ in the above-entitled case. The Direction of Election provided that an election by secret ballot be held within fifteen (15) days from the date of the Direction among the production and maintenance employees, employed by Cudahy Brothers Company² at its Cudahy, Wisconsin, plant on October 16, 1937, excluding clerical workers, office workers, supervisory employees, and part-time and temporary employees, and excluding also those employees who had quit or had been discharged for cause prior to the election, to determine whether they desired to be represented by United Packinghouse Workers Local 491,³ or by Amalgamated Meat Cutters and Butcher Workmen of North America, Local 222, for the purposes of collective bargaining, or by neither.

Pursuant to the Direction, an election by secret ballot was conducted on February 10, 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. On February 11, 1938, Nathaniel S. Clark, Regional Director for the Twelfth Region (Milwaukee, Wisconsin), acting pursuant to Article III, Section 9, of National Labor Relations Board Rules and Regulations—Series 1, as amended, issued his Intermediate Report Upon Secret Ballot, copies of which were duly served upon all parties to the proceeding. No exceptions to the Intermediate Report have been filed by any of the parties.

¹ 4 N. L. R. B. 1171.

² The Board's order directing investigation and hearing erroneously referred to Cudahy Brothers Company as "Cudahy Brothers Packing Co., a corporation."

³ Prior to the hearing, the name of petitioner, Packinghouse Workers Industrial Union, had been changed to United Packinghouse Workers, Local 491

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

Total number eligible.....	1059
Total ballots cast.....	811
Ballots cast for United Packinghouse Workers, Local No. 491, C. I. O.....	406
Ballots cast for Amalgamated Meat Cutters and Butcher Workmen of North America, Local No. 222, A. F. of L.....	243
Ballots cast for neither union.....	153
Ballots protested.....	3
Blank ballots.....	3
Void ballots.....	3

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, Sections 8 and 9, of National Labor Relations Board Rules and Regulations—Series 1, as amended,

IT IS HEREBY CERTIFIED that United Packinghouse Workers, Local No. 491, has been designated and selected by the majority of the production and maintenance employees of Cudahy Brothers Company, at its Cudahy, Wisconsin, plant, excluding clerical workers, office workers, supervisory employees, and part-time and temporary employees, as their representative for the purposes of collective bargaining, and that, pursuant to Section 9 (a) of the National Labor Relations Act, United Packinghouse Workers, Local No. 491, 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.