

In the Matter of MACKAY RADIO CORPORATION OF DELAWARE, INC., and
MACKAY RADIO & TELEGRAPH COMPANY, A CORPORATION *and* AMERICAN
RADIO TELEGRAPHISTS' ASSOCIATION

Cases Nos. R-345 and R-346.

CERTIFICATION OF REPRESENTATIVES

April 21, 1938

On February 26, 1938, the National Labor Relations Board, herein called the Board, issued a Decision and Direction of Elections in the above-entitled case.¹ The Direction of Elections directed that elections by secret ballot be conducted as soon as convenient and beginning as promptly as practicable after the date on which the Direction was issued, under the direction and supervision of the Regional Director for the Second Region (New York City) among the "live traffic" employees of Mackay Radio Corporation of Delaware, Inc., and Mackay Radio & Telegraph Company, who were employed during the pay-roll period immediately preceding December 3, 1937, excluding messengers and supervisory 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 American Radio Telegraphists' Association for the purposes of collective bargaining.

Pursuant to the Direction, elections by secret ballot were conducted by mail under the direction and supervision of the Regional Director for the Second Region. All returned ballots were required to show a postmark of not later than midnight March 28, 1938, to be counted. Full opportunity was afforded all the parties to this investigation to participate in the conduct of the secret ballots and to make challenges. On April 5, 1938, 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 elections. No objections or exceptions to the Intermediate Report were filed by any of the parties.

¹ 5 N. L. R. B. 657

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

Total number eligible to vote.....	340
Total number of ballots counted.....	289
Total number of ballots cast.....	289
Total number of votes in favor of American Radio Tele- graphists' Association, affiliated with the C. I. O.....	251
Total number of votes against American Radio Telegraphists' Association, affiliated with the C. I. O.....	38
Total number of blank votes.....	0
Total number of void ballots.....	0
Total number of challenged votes.....	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, 49 Stat. 449, herein called the 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 American Radio Telegraphists' Association has been designated and selected by a majority of the "live traffic" employees of Mackay Radio Corporation of Delaware, Inc., and Mackay Radio & Telegraph Company, exclusive of messengers and supervisory employees, as their representative for the purposes of collective bargaining and that, pursuant to the provisions of Section 9 (a) of the Act, American Radio Telegraphists' Association is the exclusive representative of such employees for the purposes of collective bargaining in respect to wages, rates of pay, hours of work and other conditions of employment.