

In the Matter of BROWN SHOE COMPANY, INC. *and* BOOT & SHOE
WORKERS' UNION LOCAL 649

Cases Nos. C-376 and R-557

SUPPLEMENTAL DECISION AND ORDER

June 9, 1938

On February 11, 1938, the National Labor Relations Board, herein called the Board, issued a Decision, Order, and Direction of Election in the above-entitled case.¹ The Direction of Election directed that an election by secret ballot be conducted within twenty (20) days from the date of the Direction among the production and maintenance employees of Brown Shoe Company, Inc., at its Vincennes, Indiana, plant, herein called the respondent, whose names appeared on the pay roll of the respondent for the week ending July 31, 1937, exclusive of supervisory and office employees, and those who had, since July 31, 1937, voluntarily left the employment of the respondent or been discharged for proper cause, to determine whether or not they desired to be represented by Boot & Shoe Workers' Union Local 649, herein called the Union, for the purposes of collective bargaining.

Pursuant to the Direction, an election by secret ballot was held on March 2, 1938, at Vincennes, Indiana, under the direction and supervision of Robert H. Cowdrill, the Regional Director for the Eleventh Region (Indianapolis, Indiana). On March 4, 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 his Intermediate Report on the election. On March 9, 1938, the Union filed its exceptions to the Intermediate Report of the Regional Director. The respondent thereafter filed an answer to these exceptions. On May 18, 1938, the Regional Director, acting pursuant to Article III, Section 9, of said Rules and Regulations, found that no substantial or material issue with respect to the conduct of the secret ballot had been raised by the Union's exceptions, and ordered the exceptions overruled. Copies of this order were served upon all parties on May 19, 1938. No exceptions to this order have been filed by the Union.

¹ 5 N L R B 212

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

Total number eligible.....	511
Total number of ballots counted.....	506
Total number of votes for the Boot & Shoe Workers' Union	
Local 649.....	208
Total number of votes against the Boot & Shoe Workers' Union	
Local 649.....	282
Total number of blank ballots.....	1
Total number of void ballots.....	0
Total number of challenged ballots.....	15

The results of the election show that no collective bargaining representative has been selected by a majority of the employees. The petition for investigation and certification of representatives of employees of the respondent will, therefore, be dismissed.

ORDER

By virtue of 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 ordered that the petition for investigation and certification of representatives of the production and maintenance employees of Brown Shoe Company, Inc., at its Vincennes, Indiana, plant, filed by Boot & Shoe Workers' Union Local 649, be, and it hereby is, dismissed.