

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

Case No. R-157

SUPPLEMENTAL DECISION

AND

ORDER

August 5, 1938

On July 16, 1937, the National Labor Relations Board, herein called the Board, issued a Decision and Direction of Elections¹ in the above-entitled case. The Direction of Elections directed that elections by secret ballot be conducted, under the direction and supervision of the Regional Director for the Second Region (New York City), 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. By a Supplemental Decision and Direction of Elections,² issued September 17, 1937, similar elections were directed to be held in nine additional companies, including American Tankers Corporation, New York City. Supplemental or amended decisions have also been issued in this case on August 16,³ September 11,⁴ and November 10, 1937,⁵ and May 25, 1938,⁶ dealing with various matters which need not be set forth in detail here.

During the conduct of these elections, the Regional Director for the Second Region was informed by the American Tankers Corporation that it owned but one vessel, the S. S. *Phoenix*, that the S. S. *Phoenix* had been chartered by the American Tankers Corporation to the Phoenix Steamship Company and that the Phoenix Steamship Company is the employer of the unlicensed personnel employed on

¹ 3 N. L. R. B. 64.

² 3 N. L. R. B. 64, 80.

³ 3 N. L. R. B. 64, 74.

⁴ 3 N. L. R. B. 64, 76.

⁵ 4 N. L. R. B. 112.

⁶ 7 N. L. R. B. 439.

8 N. L. R. B., No. 95.

this vessel. Since the American Tankers Corporation does not now employ any persons coming within the classification among which the elections were directed to be held, we shall accordingly dismiss the petition requesting an investigation and certification of representatives of the unlicensed personnel employed by the American Tankers Corporation.

ORDER

By virtue of Section 9 (c) of the National Labor Relations Act, 49 Stat. 449, and pursuant to Article III, Section 8, of National Labor Relations Board Rules and Regulations—Series 1, as amended, it is ordered that the petition for investigation and certification of representatives of the employees of American Tankers Corporation filed by International Seamen's Union of America, be, and it hereby is, dismissed.