

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

EKO PAINTING, INC.  
Employer

and

Case 20-RC-082348

INTERNATIONAL UNION OF PAINTERS  
AND ALLIED TRADES, PAINTERS UNION  
LOCAL 1791

Petitioner

ORDER

The Employer's special appeal with regard to the showing of interest is denied as it raises no substantial issues warranting review.<sup>1</sup> The showing of interest is purely an administrative matter. *O.D. Jennings & Co.*, 68 NLRB 516, 518 (1946). Subject to exceptions not present here, a claim that the showing of interest is defective is not litigable. *Id.* Accord *Wright Memorial Hosp. v. NLRB*, 771 F.2d 400, 406-407 (8th Cir. 1985), enfg. 271 NLRB No. 21 (1984).

MARK GASTON PEARCE, CHAIRMAN

RICHARD F. GRIFFIN, JR., MEMBER

SHARON BLOCK, MEMBER

Dated, Washington, D.C., August 6, 2012.

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<sup>1</sup> We have treated the Employer's "Request for Review" as a Special Appeal.