

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

ELMHURST DAIRY, INC.

and

Case 29-CA-090017

**MILK WAGON DRIVERS AND DAIRY
EMPLOYEES, LOCAL 584, INTERNATIONAL
BROTHERHOOD OF TEAMSTERS**

**ORDER TRANSFERRING PROCEEDING TO THE BOARD
and
NOTICE TO SHOW CAUSE**

On December 21, 2012, the Respondent filed with the Board a motion for summary judgment on the ground that the complaint allegations should be deferred to the parties' grievance-arbitration procedure. On January 4, 2013, the Acting General Counsel filed an opposition to the motion. Having duly considered the matter,

IT IS ORDERED that the above-entitled proceeding be transferred to and continued before the Board in Washington D.C, and that the hearing scheduled for January 22, 2013, be postponed indefinitely.

NOTICE IS GIVEN that cause be shown, in writing, filed with the Board in Washington, D.C., on or before February 1, 2013, (with affidavit of service on the parties to this proceeding), why the Respondent's Motion should not be granted. Any briefs or statements in support of the motion shall be filed by the same date.

Dated, Washington, D.C., January 18, 2013.

By direction of the Board:

Gary Shinnors
Acting Executive Secretary