

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

**ALCOA POWER AND PROPULSION d/b/a
HOWMET CASTINGS & SERVICES, INC.**

and

Case 05-CA-092579

**UNITED STEEL, PAPER AND FORESTRY,
RUBBER, MANUFACTURING, ENERGY,
ALLIED INDUSTRIAL AND SERVICE WORKERS
INTERNATIONAL UNION, AFL-CIO, CLC**

HOWMET CASTINGS & SERVICES, INC.

and

Case 05-RC-089312

**UNITED STEELWORKERS OF AMERICA,
DISTRICT 8, AFL-CIO, CLC**

ORDER DENYING MOTIONS

The Respondent's Motions for Partial Summary Judgment are denied. The Respondent has failed to establish that there are no genuine issues of material fact and that it is entitled to judgment as a matter of law.¹

Dated, Washington, D.C., May 9, 2013

MARK GASTON PEARCE, CHAIRMAN

RICHARD F. GRIFFIN, JR., MEMBER

SHARON BLOCK, MEMBER

¹ The Respondent argues, among other things, that Objections 4, 5, 8, and 9 should be dismissed because the conduct at issue in those objections is coextensive with unfair labor practice allegations that have been dismissed. We find no merit in this argument. The conduct alleged in the objections is not dependent on any unfair labor practice finding. It is, therefore, properly within the Board's authority to consider, in the context of objections, the conduct which has been dismissed as a Sec. 8(a)(1) allegation. *ADIA Personnel Services, Inc.*, 322 NLRB 994 (1997).