

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

SWISSPORT CARGO SERVICES, L.P.  
Employer

and

Case 12-RC-137010

INTERNATIONAL ASSOCIATION OF MACHINISTS  
AND AEROSPACE WORKERS, AFL-CIO  
Petitioner

ORDER

The Employer's Request for Review of the Regional Director's Decision and Direction of Election is denied as it raises no substantial issues warranting review. The Employer's request for a stay of the election is moot.<sup>1</sup>

Dated, Washington, D.C., December 2, 2014

MARK GASTON PEARCE,      CHAIRMAN

PHILIP A. MISCIMARRA,      MEMBER

KENT Y. HIROZAWA,      MEMBER

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<sup>1</sup> See *Menzies Aviation, Inc.*, 42 NMB 1 (2014); *Airway Cleaners, LLC*, 41 NMB 262 (2014).

Member Miscimarra would grant review to refer this case to the National Mediation Board (NMB) for its opinion with regard to the jurisdictional issue based, among other things, on substantial evidence that multiple carriers provide daily on-site supervision of the contractor's employees, which has been relied upon by the NMB when it has asserted jurisdiction, which has been absent or negligible in cases where the NMB has declined to exercise jurisdiction, and which may have been afforded insufficient weight by the Regional Director. See *Federal Express Corp.*, 317 NLRB 1155 (1995).