

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 10**

VOLKSWAGEN GROUP OF AMERICA, INC.

Employer

and

Case 10-RC-162530

UNITED AUTO WORKERS, LOCAL 42

Petitioner

**EMPLOYER’S REQUEST FOR STAY OF CERTIFICATION
AND REQUEST FOR ORAL ARGUMENT**

Under section 102.67(c) of the Board’s Rules and Regulations (“R&R”), and in light of its Request for Review filed contemporaneously herewith, Volkswagen respectfully requests that the Board stay the Regional Director’s Certification of Representative in this case pending the Board’s decision on the Request for Review, and any subsequent decision regarding the Union’s petition and the Regional Director’s decision, because of the complex nature of the case, and the impact the decision will have on the Company’s continuing relationship with the Union on behalf of all production and maintenance employees.

In addition, the Union apparently has filed an unfair labor practice charge alleging that Volkswagen is refusing to bargain with it (Volkswagen has not yet been served with a copy of this charge). Although any such charge is improper because the Regional Director’s decision is still subject to review, the filing of the charge is yet another reason why certification should be stayed. The Board’s amended rules specifically allow a request to stay “any action taken or directed by the regional director.” The Company’s Request for Review and Brief in Support, which is being filed contemporaneously herewith, is fully incorporated into this request by reference as support for the need for such a stay.

Pursuant to R&R section 102.67(h), the Company also requests oral argument in this case because it involves important questions of law and policy.

Dated this 23rd day of December, 2015.

Respectfully submitted:

LITTLER MENDELSON, P.C.

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