

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

UPS GROUND FREIGHT, INC.  
Employer

and

Case 04-RC-165805

TEAMSTERS LOCAL 773  
Petitioner

ORDER

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

MARK GASTON PEARCE, CHAIRMAN

PHILIP A. MISCIMARRA, MEMBER

LAUREN McFERRAN, MEMBER

Dated, Washington, D.C., January 29, 2016.

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<sup>1</sup> The Employer's request for expedited review and impoundment of the ballots is denied.

This case involves the Board's Final Rule on representation case procedures, with which Member Miscimarra disagrees for the reasons expressed in his dissenting views in the Final Rule. 79 Fed. Reg. 74308, at 74430-74460 (December 15, 2014) (dissenting views of Members Miscimarra and Johnson). In the instant case, however, Member Miscimarra agrees with denying review of the Regional Director's decision to direct a mail ballot election and to deny the Employer's request for expedited review or to impound the ballots.