

Fortuna, CA

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

**CITY OF FORTUNA  
Employer**

and

**Case 20-WH-155697**

**FORTUNA EMPLOYEES ASSOCIATION  
Petitioner**

**CERTIFICATION OF REPRESENTATIVE AS BONA FIDE  
UNDER SECTION 7(B) OF THE FAIR LABOR STANDARDS ACT OF 1938**

On July 9, 2015, Fortuna Employees Association (the Petitioner) filed with the Regional Director for Region 20 of the National Labor Relations Board a request for certification of representative as bona fide under Section 7(b) of the Fair Labor Standards Act of 1938 (FLSA), 29 U.S.C. § 207(b).

On July 27, 2015, the Regional Director served on the parties a Notice to Show Cause why the Board should not grant the request. No response was filed. As the Region's investigation revealed that the Petitioner is the recognized collective-bargaining representative of the unit employees, the Regional Director recommended to the Board that the requested certification be issued.<sup>1</sup>

No party having shown cause why the requested certification should not be issued, the National Labor Relations Board hereby certifies that Fortuna Employees

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<sup>1</sup> The record indicates that the Employer is a public sector employer and that the Employer and the Petitioner are parties to a memorandum of understanding valid by its terms from July 1, 2015 through June 30, 2016, covering the bargaining unit employees' wages, hours, and other terms and conditions of employment.

Association is a bona fide representative, for purposes of Section 7(b) of the FLSA, of the employees of City of Fortuna, California, in the following unit:<sup>2</sup>

Account Clerk II, Account Clerk III, Building Inspector, Bus Driver II, City Carpenter II, City Carpenter III, Conference Center Supervisor, Engineering Technician II, Facility Custodian, Lab Director, Park Maintenance Worker II, Park Maintenance Worker III, Park Maintenance Worker Lead, Plant Mechanic II, Public Works Administrative Assistant, Recreation Supervisor, Street Maintenance Worker II, Street Maintenance Worker III, Street Maintenance Worker Lead, Treatment Plant Operator OIT, Treatment Plant Operator I, Treatment Plant Operator II, Treatment Plant Operator III, Treatment Plant Shift Supervisor, Utility Worker II, Utility Worker II-Service, Utility Worker III, Utility Worker Lead, Vehicle and Equipment Mechanic II

Dated, Washington, D.C., March 2, 2016

By direction of the Board:

Gary Shinnors

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Executive Secretary

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<sup>2</sup> A certificate of representative as bona fide for purposes of the FLSA does not necessarily establish the right of the organization so certified to be recognized as the exclusive bargaining representative of employees within a particular bargaining unit under the provisions of the National Labor Relations Act. See *County of Alameda*, 322 NLRB 614 (1996).