

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

KRISE TRANSPORTATION, INC.  
Employer

and

Case 06-RD-219962

MARCIA WILLIAMS  
Petitioner

and

GENERAL TEAMSTERS LOCAL 397, A/W  
INTERNATIONAL BROTHERHOOD OF  
TEAMSTERS, AFL-CIO  
Union

ORDER

The Petitioner's Request for Review of the Regional Director's Order Dismissing Petition is denied as it raises no substantial issues warranting review.<sup>1</sup>

LAUREN McFERRAN, MEMBER

MARVIN E. KAPLAN, MEMBER

WILLIAM J. EMANUEL, MEMBER

Dated, Washington, D.C., October 9, 2018.

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<sup>1</sup> For institutional reasons, Members Kaplan and Emanuel apply *Poole Foundry & Machine Co.*, 95 NLRB 34 (1951), *enfd.* 192 F.2d 740 (4th Cir. 1951), *cert. denied* 342 U.S. 954 (1952), and its progeny, in denying the Petitioner's Request for Review. However, they would consider revisiting the Board's settlement bar policy in a future appropriate proceeding. Applying that precedent, they agree with the Regional Director that a reasonable time for bargaining had not yet elapsed when the Petitioner filed her decertification petition. In their view, the settlement agreement only bars the employees from exercising their Section 7 right of free choice for a reasonable period of time.