

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

ST. JAMES MEDICAL GROUP

Employer

and

Case 19-RC-233533

MONTANA NURSES ASSOCIATION

Petitioner

ORDER

The Employer's Request for Review of the Regional Director's Decision and Direction of Election is denied as it raises no substantive issues warranting review.¹

JOHN F. RING, CHAIRMAN

LAUREN McFERRAN, MEMBER

MARVIN E. KAPLAN, MEMBER

Dated, Washington D.C., July 26, 2019.

¹ Although Member McFerran joins her colleagues in denying the Employer's Request for Review, she does not agree, for the reasons stated in her dissent in *Manor Care of Yeadon*, 368 NLRB No. 28 (2019), that *PCC Structural, Inc.*, 365 NLRB No. 160 (2017), properly reinstated *Park Manor Care Center*, 305 NLRB 872 (1991), which the Regional Director applied in determining the appropriateness of the petitioned-for unit. Nevertheless, Member McFerran finds that the unit is appropriate under either *Park Manor* or *Specialty Healthcare & Rehabilitation Center of Mobile*, 357 NLRB 934 (2011), *enfd. sub nom. Kindred Nursing Centers East, LLC v. NLRB*, 727 F.3d 552 (6th Cir. 2013), which *PCC Structural* overruled.