ORDER

The Employer’s Request for Review of the Regional Director’s Decision on Challenged Ballots and Certification of Representative is denied as it raises no substantial issues warranting review.¹

LAUREN McFERRAN, CHAIRMAN

MARVIN E. KAPLAN, MEMBER

JOHN F. RING, MEMBER


¹ In denying review, we rely solely on the Regional Director’s finding that, under Step One of Desert Palace, Inc., d/b/a Caesars Tahoe, 337 NLRB 1096 (2002), the stipulated election agreement expressed the parties’ intent in clear and unambiguous terms to exclude the two challenged employees. Accordingly, we find it unnecessary to pass on the Regional Director’s alternative findings regarding Steps Two and Three.

We agree with the Petitioner’s contention that, under Sec. 102.67(e) of the Board’s Rules and Regulations, the Employer’s Request for Review does not comply with the requirement that that a request for review be a self-contained document, but only to the extent that the Employer improperly attempted to incorporate by reference “the entirety of its briefs and exhibits submitted to the regional office in response to the challenged ballots and the Hearing Officer report.”