This matter comes before the National Labor Relations Board upon the joint motion of Respondent Bakery, Confectionery, Tobacco Workers & Grain Millers International Union, Local No. 37, Charging Party Frisco Baking Company (Employer), and the General Counsel to waive a hearing and decision by an administrative law judge and to transfer the proceedings to the Board for a decision based on the stipulated record.

On November 10, 2021, the General Counsel, through the Regional Director for Region 31, issued a complaint and notice of hearing, alleging that, since about June 2021, the Respondent has violated Section 8(b)(3) of the Act by refusing to meet and bargain with the Employer over a successor collective-bargaining agreement.

On February 25, 2022, the parties filed a joint motion and stipulation of facts with the Board. Pursuant to Section 102.35(a)(9) of the Board’s Rules and Regulations, the parties have waived a hearing before an administrative law judge and agreed to submit the record in this case directly to the Board for findings of fact, conclusions of law, and a
Decision and Order. The parties have requested that the Board set a time for the filing of briefs.

The Board having considered the matter,

IT IS ORDERED that the Joint Motion is granted and the case is transferred to and continued before the Board in Washington, D.C., for the purpose of issuing findings of fact, conclusions of law, and a Decision and Order.

IT IS FURTHER ORDERED that the stipulated record, which includes a joint motion and stipulation of facts and the exhibits attached thereto, including Joint Exhibits 1 through 32 and General Counsel’s Exhibits 1(a) through 1(n), a statement of the issues presented, and statements of position by the Respondent, the General Counsel, and the Employer, is approved and made part of the record.

The parties may file briefs with the Board in Washington, D.C., on or before April 26, 2022, and answering briefs 14 days thereafter in accordance with Section 102.35(a)(9) of the Board’s Rules and Regulations.


By direction of the Board:

Roxanne L. Rothschild
Executive Secretary