

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

In Re:

NLRB Notice of Proposed Rulemaking – Representation Case Procedures

ORDER

On June 22, 2011, the National Labor Relations Board published a Notice of Proposed Rulemaking (NPRM) (76 FR 15307), and in that notice and through a separate notice on June 27, 2011, the Board invited interested parties to attend a public meeting on July 18, 2011 to share their views on the proposed amendments to its pre- and post-election procedures, or to make other suggestions for improving representation case procedures.

The Board has received requests seeking, inter alia, to postpone the public meeting. These requests have been made by Senators Enzi, Hatch and Isakson, by the United States Chamber of Commerce (joined by other organizations) and by the Workforce Fairness Institute. Having duly considered these requests, the Board (Member Hayes, dissenting⁽¹⁾) has decided to proceed with the meeting as scheduled. Sufficient public interest in participating in the meeting has been expressed to warrant extending the meeting through July 19, 2011. Moreover, interested parties that are unable to participate in the hearing or wish to extend their oral remarks may do so through the submission of written comments by August 22, 2011, pursuant to the NPRM.

By direction of the Board:

Dated, Washington, D.C., July 8, 2011

Lester A. Heltzer
Executive Secretary

^{1/} For the reasons stated by the requesting parties, which accord with prior procedural objections voiced by Member Hayes in his dissent to the Notice of Proposed Rulemaking, Member Hayes would postpone the hearing at least until the second week of August. In his view, there is absolutely no reason for conducting a hearing only 3 weeks after its announced scheduling and less than 4 weeks after publication of the Notice spanning 36 pages in the Federal Register.