

UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
Region 1 Boston, Massachusetts
10 Causeway Street, 6th Floor
Boston, MA 02222-1072
(617) 565-6700

December 9, 2003

Mr. Gilbert J. Perito
332 Copeland St.
Quincy, MA 02169

Re: Mini Coach of Boston USA
Case 1-RD-1938

Dear Mr. Perito:

The above-captioned case, petitioning for an investigation and determination of representative under Section 9(c) of the National Labor Relations Act, has been investigated and considered.

Background: Your petition seeking to decertify Teamsters Local 25 as the representative of the employees of the above Employer was filed on May 30, 2000. Thereafter, you filed unfair labor practice charges against the Union in Case 1-CB-9638. Your petition was blocked at that time, pending the outcome of the charges. Those charges were dismissed and that case was closed on October 30, 2000.

By letter dated November 20, 2003, you were asked if, after the passage of this much time, you still had an interest in pursuing this petition. You were advised that if you did not respond by December 8, 2003, the petition could be dismissed. You have not responded to that letter.

Decision to Dismiss: I have decided to dismiss this petition because (1) at no time since the resolution of the unfair labor practice charges, or at any other time, have you indicated an interest in continuing to pursue this matter; and, (2) even if we were to continue processing this case, a new showing of interest would be required because of the passage of time since the filing of the petition.

For the foregoing reasons, your petition must be dismissed.

Right to Obtain Review: Section 102.71(b) of the National Labor Relations Board Rules and Regulations permit you to obtain a review of this action by filing a request for review with the National Labor Relations Board. If you wish to file request for review, your attention is directed to the following, which summarizes the provisions of Section 102.71(c) of the Rules:

Request Due Date: The request for review must be received by the Executive Secretary of the Board in Washington, D.C. by the close of business at 5 p.m. on ----- . However, if you mail the request, it will be considered timely if it is postmarked no later than one day before the due date. The request MAY NOT be filed by facsimile transmission.

Extension of Time to File Request: If you provide a good reason, the National Labor Relations Board may grant you an extension of time to file the request for review. You may file a request for an

extension of time by mail, by facsimile transmission, or through the Internet. The fax number is (202) 273-4270. Special instructions for requesting an extension of time over the Internet are set forth in the attached Access Code Certificate. Any request for an extension of time must be received by the due date indicated above. A copy of any request for extension of time should be sent to me.

Request Contents: The request for review (eight copies) must contain a complete statement setting forth the facts and the reasons why you believe the decision to dismiss the petition is incorrect.

Address for Request for Review: The request should be sent to the Executive Secretary of the National Labor Relations Board, 1099 14th Street, N.W., Washington, D.C. 20570 by the due date specified above. You should send a copy of the request to me, and one copy of the request to each of the parties whose names and addresses are listed below.

Very truly yours,

Rosemary Pye
Regional Director

cc:

General Counsel, Office of Appeals

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