



United States Government

NATIONAL LABOR RELATIONS BOARD

Region 8

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www.nlrb.gov

March 28, 2008

John T. Aunspaw
H & B Window Cleaning, Inc.
753-D Avon Belden Road
P. O. Box 42
Avon Lake, OH 44011

Re: *H & B Window Cleaning, Inc.*
Case No. 8-RM-1107

Dear Sir or Madam:

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

Case No. 8-RM-1107, was filed on February 26, 2008 and the Employer and the Union entered into a stipulated election agreement on February 29, 2008 for the employees in the following bargaining unit:

All window cleaners employed by the Employer at its 753-D Avon Belden Road, Avon Lake, Ohio facility but excluding all supervisors, guards, professional employees, and office clerical employees as defined by the Act.

On March 21, 2008 the Union disclaimed interest in the affected employees. After the Employer confirmed that the Union was not engaged in actions inconsistent therewith, the election scheduled for March 24, 2008 was cancelled.

Since the disclaimer was filed after the execution and approval of an election agreement any petition filed by the Glass, Molders, Pottery, Plastics & Allied Workers International Union & Its Local 45B within 6 months from this date will not be entertained unless good cause is shown to the contrary.

Moreover, in the event the Glass, Molders, Pottery, Plastics & Allied Workers International Union & Its Local 45B makes a claim for recognition upon H & B Window Cleaning, Inc within 6 months from this date involving the same or substantially same unit, a motion by the Employer requesting reinstatement of this petition will be entertained. **Campos Dairy Products, Ltd. 107 NLRB 715 (1954).**

Based on the above, I am dismissing the instant petition and revoking the certification of representative issued in **Case No. 8-RC-11435.**

Pursuant to the National Labor Relations Board Rules and Regulations, Series 8, as amended, you may obtain a review of this action by filing a request therefore with the National Labor Relations Board, addressed to the Executive Secretary, National Labor Relations Board, Washington, D.C., 20570. A copy of such request for review must be served on the Regional Director and each of the other parties to the proceeding. This request for review must contain a complete statement setting forth the facts and reasons upon which it is based. The request for review (eight copies) must be received by the Executive Secretary of the Board in Washington, D.C., by the close of business on **April 11, 2008.** Upon good cause shown, however, the Board may grant special permission for a longer period within which to file. The request for extension of time should be submitted to the Executive Secretary of the Board in Washington, D.C., and a copy of any such request for extension of time should be submitted to the Regional Director, and to each of the other parties to this proceeding.

The request for review and any request for extension of time for filing must include a statement that a copy has been served on the Regional Director and on each of the other parties to this proceeding, and the copy must be served in the same or faster manner as that utilized in filing the request with the Board. When filing with the Board is accomplished by personal service, however, the other parties shall be promptly notified of such action by telephone, followed by service of a copy by mail.

In the Regional Office's initial correspondence, the parties were advised that the National Labor Relations Board has expanded the list of permissible documents that may be electronically filed with its offices. If a party wishes to file one of the documents which may now be filed electronically, please refer to the Attachment supplied with the Regional Office's initial correspondence for guidance in doing so. Guidance for E-filing can also be found on the National Labor Relations Board web site at www.nlr.gov. On the home page of the website, select the **E-Gov** tab and click on **E-Filing**. Then select the NLRB office for which you wish to E-File your documents. Detailed E-Filing instructions explaining how to file the documents electronically will be displayed.

Very truly yours,

Frederick J. Calatrello
Regional Director

FJC:cjc

cc: Executive Secretary
National Labor Relations Board
Washington DC 20570

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