

UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

RC PETITION

DO NOT WRITE IN THIS SPACE

Case No. **16-RC-225522**

Date Filed **8/13/2018**

INSTRUCTIONS: Unless e-Filed using the Agency's website, www.nlr.gov, submit an original of this Petition to an NLRB office in the Region in which the employer concerned is located. The petition must be accompanied by both a showing of interest (see 6b below) and a certificate of service showing service on the employer and all other parties named in the petition of: (1) the petition; (2) Statement of Position form (Form NLRB-505); and (3) Description of Representation Case Procedures (Form NLRB 4812). The showing of interest should only be filed with the NLRB and should not be served on the employer or any other party.

1. PURPOSE OF THIS PETITION: RC-CERTIFICATION OF REPRESENTATIVE - A substantial number of employees wish to be represented for purposes of collective bargaining by Petitioner and Petitioner desires to be certified as representative of the employees. **The Petitioner alleges that the following circumstances exist and requests that the National Labor Relations Board proceed under its proper authority pursuant to Section 9 of the National Labor Relations Act.**

2a. Name of Employer Edward Don		2b. Address(es) of Establishment(s) involved (Street and number, city, State, ZIP code) 3501 Plano Pkwy TX The Colony 75056-5245	
3a. Employer Representative - Name and Title Jack Kimberlin		3b. Address (if same as 2b - state same) 3501 Plano Pkwy TX The Colony 75056-5245	
3c. Tel. No. (972) 624-7424	3d. Cell No. (972) 880-7811	3e. Fax No. (972) 624-7764	3f. E-Mail Address jackkimberlin@don.com
4a. Type of Establishment (Factory, mine, wholesaler, etc.) Others		4b. Principal product or service Distributor of food service equipment and supplies	
		5a. City and State where unit is located: The Colony, TX	

5b. Description of Unit Involved		6a. No. of Employees in Unit: 7
Included: See Attached Page 2 for additional details		6b. Do a substantial number (30% or more) of the employees in the unit wish to be represented by the Petitioner? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Excluded: See Attached Page 2 for additional details		

Check One: ☒ **7a.** Request for recognition as Bargaining Representative was made on (Date) 08/10/2018 and Employer declined recognition on or about (Date) (If no reply received, so state). No reply received
☐ **7b.** Petitioner is currently recognized as Bargaining Representative and desires certification under the Act.

8a. Name of Recognized or Certified Bargaining Agent (If none, so state).		8b. Address	
8c. Tel No.	8d Cell No.	8e. Fax No.	8f. E-Mail Address
8g. Affiliation, if any		8h. Date of Recognition or Certification	8i. Expiration Date of Current or Most Recent Contract, if any (Month, Day, Year)

9. Is there now a strike or picketing at the Employer's establishment(s) involved? _____ If so, approximately how many employees are participating? _____
(Name of labor organization) _____, has picketed the Employer since (Month, Day, Year) _____.

10. Organizations or individuals other than Petitioner and those named in items 8 and 9, which have claimed recognition as representatives and other organizations and individuals known to have a representative interest in any employees in the unit described in item 5b above. (If none, so state)

10a. Name	10b. Address	10c. Tel. No.	10d. Cell No.
		10e. Fax No.	10f. E-Mail Address

11. Election Details: If the NLRB conducts an election in this matter, state your position with respect to any such election.

11b. Election Date(s): 08/30/2018	11c. Election Time(s): 1:00 p.m. to 5:00 p.m.	11d. Election Location(s): Break Room
12a. Full Name of Petitioner (including local name and number) Carlos Mendez International Brotherhood of Teamsters Local 745		12b. Address (street and number, city, state, and ZIP code) 1007 Jonelle St TX Dallas 75217-5099

12c. Full name of national or international labor organization of which Petitioner is an affiliate or constituent (if none, so state)
International Brotherhood of Teamsters

12d. Tel No. (214) 398-0661	12e. Cell No. (214) 675-4899	12f. Fax No. (214) 398-3216	12g. E-Mail Address camendez745@gmail.com
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13. Representative of the Petitioner who will accept service of all papers for purposes of the representation proceeding.

13a. Name and Title David Watsky Attorney Lyon, Gorsky & Gilbert, L.L.P.		13b. Address (street and number, city, state, and ZIP code) 12001 N Central Expy Ste 650 TX Dallas 75243-3781	
13c. Tel No. (214) 965-0090	13d. Cell No. (214) 415-7913	13e. Fax No. (214) 965-0097	13f. E-Mail Address dwatsky@lyongorsky.com

I declare that I have read the above petition and that the statements are true to the best of my knowledge and belief.

Name (Print) David Watsky	Signature David K. Watsky	Title Attorney	Date 08/13/2018 15:37:36
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WILLFUL FALSE STATEMENTS ON THIS PETITION CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)

PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing representation and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.

Attachment

DO NOT WRITE IN THIS SPACE	
Case	Date Filed

Employees Included

Shipping Clerks, Receiving Clerks, Inventory Clerks, and Transportation Coordinator

Employees Excluded

Managers, Supervisors, Guards, and Human Resources

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
RC PETITION

DO NOT WRITE IN THIS SPACE

Case No.

16-RC-225856

Date Filed

8/17/2018

INSTRUCTIONS: Unless e-Filed using the Agency's website, www.nlrb.gov/, submit an original of this Petition to an NLRB office in the Region in which the employer concerned is located. The petition must be accompanied by both a showing of interest (see 6b below) and a certificate of service showing service on the employer and all other parties named in the petition of: (1) the petition; (2) Statement of Position form (Form NLRB-505); and (3) Description of Representation Case Procedures (Form NLRB 4812). The showing of interest should only be filed with the NLRB and should not be served on the employer or any other party.

1. PURPOSE OF THIS PETITION: RC-CERTIFICATION OF REPRESENTATIVE - A substantial number of employees wish to be represented for purposes of collective bargaining by Petitioner and Petitioner desires to be certified as representative of the employees. The Petitioner alleges that the following circumstances exist and requests that the National Labor Relations Board proceed under its proper authority pursuant to Section 9 of the National Labor Relations Act.

2a. Name of Employer:
GRI Renewable Industries d/b/a GRI Towers
Texas, Inc.

2b. Address(es) of Establishment(s) involved (Street and number, City, State, ZIP code):
9200 NE 24th Avenue
Amarillo, TX 79108

3a. Employer Representative - Name and Title:
Robin Morgan, Human Resources Director

3b. Address (if same as 2b - state same):
Same

3c. Tel. No.
(806) 242-0052

3d. Cell No.

3e. Fax No.

3f. E-Mail Address
robin.morgan@gri.com.es

4a. Type of Establishment (Factory, mine, wholesaler, etc.)
Manufacturing

4b. Principal Product or Service
Wind Turbine Towers

5a. City and State where unit is located:
Amarillo, TX

5b. Description of Unit Involved:

Included:

SEE ATTACHMENT

Excluded:

SEE ATTACHMENT

6a. Number of Employees in Unit:
100

6b. Do a substantial number (30% or more) of the employees in the unit wish to be represented by the Petitioner? ☒ Yes ☐ No

Check One: ☐ 7a. Request for recognition as Bargaining Representative was made on (Date) _____ and Employer declined recognition on or about (Date) _____ (If no reply received, so state).
☐ 7b. Petitioner is currently recognized as Bargaining Representative and desires certification under the Act.

8a. Name of Recognized or Certified Bargaining Agent (If none, so state)
Plumbers and Pipefitters Local 404

8b. Address:
2002 Avenue J
Lubbock, TX 79411

8c. Tel. No.
(806) 744-3835

8d. Cell No.

8e. Fax No.

8f. E-Mail Address
jbkirk@swbell.net

8g. Affiliation, if any:

United Ass'n of Journeymen & Apprentices of th

8h. Date of Recognition or Certification
March 3, 2017

8i. Expiration Date of Current or Most Recent Contract, if any (Month, Day, Year) June 13, 2018

9. Is there now a strike or picketing at the Employer's establishment(s) involved? NO If so, approximately how many employees are participating? _____
(Name of Labor Organization) _____, has picketed the Employer since (Month, Day, Year) _____

10. Organizations or individuals other than Petitioner and those named in items 8 and 9, which have claimed recognition as representatives and other organizations and individuals known to have a representative interest in any employees in the unit described in item 5b above. (If none, so state)

10a. Name

10b. Address

10c. Tel. No.

10d. Cell No.

10e. Fax No.

10f. E-Mail Address

11. Election Details: If the NLRB conducts an election in this matter, state your position with respect to any such election: _____
11a. Election Type: ☒ Manual ☐ Mail ☐ Mixed Manual/Mail

11b. Election Date(s):
Aug.30-31, 2018

11c. Election Time(s):
2 day election, 10am - 2pm each day

11d. Election Location(s):
Area Zero at the plant

12a. Full Name of Petitioner (including local name and number):
Plumbers and Pipefitters Local 404

12b. Address (street and number, city, State and ZIP code):
2002 Avenue J
Lubbock, TX 79411

12c. Full name of national or international labor organization of which Petitioner is an affiliate or constituent (if none, so state):
United Ass'n of Journeymen & Apprentices of the Plumbing & Pipe Fitting Indus. of the U.S. & Canada

12d. Tel. No.
(806) 744-3835

12e. Cell No.

12f. Fax No.

12g. E-Mail Address
jbkirk@swbell.net

13. Representative of the Petitioner who will accept service of all papers for purposes of the representation proceeding.

13a. Name and Title:
Keith R. Bolek and Robert Curley

13b. Address (street and number, city, State and ZIP code):
O'Donoghue & O'Donoghue LLP, 5301 Wisconsin Ave NW Suite 800
Washington DC 20015

13c. Tel. No.
202 362 0041

13d. Cell No.

13e. Fax No.

13f. E-Mail Address
kbolek@odonoghuelaw.com,

I declare that I have read the above petition and that the statements are true to the best of my knowledge and belief.

Name (Print)
Keith Bolek

Signature


Title
Counsel for Local 404

Date
08/17/18

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ATTACHMENT

5b. Description of Unit Involved

Included:

All full time, regular part time and casual warehouse operators, logistics operators, maintenance technicians, maintenance laborers, CNC operators, beveling operators, grinders, bending operators, SAW welders, repair welders, fit-up operators, back gougers, boilermakers, door frame welders, internal welders, milling machine operators, blasting and metalizing operators, painting operators, assemblers, and maintenance workers.

Excluded:

All managers, office clerical employees, professional employees, guards and supervisors as defined by the National Labor Relations Act.