



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 25
575 N Pennsylvania St Ste 238
Indianapolis, IN 46204-1520

Agency Website: www.nlr.gov
Telephone: (317)226-7381
Fax: (317)226-5103

October 31, 2018

(b) (6), (b) (7)(C)

Re: United Steelworkers Local 6787
(ArcelorMittal)
Case 25-CB-222763

Dear (b) (6), (b) (7)(C)

We have carefully investigated and considered your charge that United Steelworkers Local 6787 has violated the National Labor Relations Act.

Conditional Decision to Dismiss: Based on that investigation, it appears that your charge may have merit. However, regarding the allegation that the Union breached its duty to fairly represent you by failing to timely communicate to you its decision to withdraw your grievance, I have conditionally decided to dismiss that allegation of your charge 6 months from today because there have not been any meritorious charges against United Steelworkers Local 6787 within the past several years, and because the conduct is isolated in nature.

If a meritorious charge involving other unfair labor practices is filed against the Charged Party during that period, I will reconsider whether further proceedings on this charge are warranted.

Decision to Dismiss: Based on that investigation, I have decided to dismiss the other allegations contained in your charge for the following reasons:

You alleged the Union refused to process your grievance for arbitrary or discriminatory reasons or in bad faith. The evidence was insufficient to prove the Union refused to process your grievance or acted arbitrarily, discriminatorily, or in bad faith when it made the decision to withdraw your grievance. You also alleged the Union failed and refused to bargain in good faith with the Employer; however, the evidence failed to support such an allegation. Thus, further proceedings on these allegations are not warranted.

Your Right to Appeal: You may appeal my decisions to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlr.gov and:

- 1) Click on E-File Documents;
- 2) Enter the NLRB Case Number; and,

3) Follow the detailed instructions.

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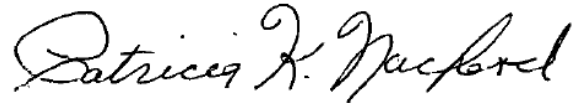
Appeal Due Date: The appeal is due on November 14, 2018. If the appeal is filed electronically, the transmission of the entire document through the Agency's website must be completed **no later than 11:59 p.m. Eastern Time** on the due date. If filing by mail or by delivery service an appeal will be found to be timely filed if it is postmarked or given to a delivery service no later than November 13, 2018. **If an appeal is postmarked or given to a delivery service on the due date, it will be rejected as untimely.** If hand delivered, an appeal must be received by the General Counsel in Washington D.C. by 5:00 p.m. Eastern Time on the appeal due date. If an appeal is not submitted in accordance with this paragraph, it will be rejected.

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by the FOIA to disclose those documents absent an applicable exemption such as those that protect confidential sources, commercial/financial information, or personal privacy interests.

Very truly yours,

A handwritten signature in black ink that reads "Patricia K. Nachand". The signature is written in a cursive style with a large, stylized initial "P".

PATRICIA K. NACHAND
Regional Director

Enclosure

cc: Dave Williams, Grievance Chairman
United Steelworkers Local 6787
1100 Max Mochal Hwy
Chesterton, IN 46304-9430

Antonia Domingo, Attorney
60 Blvd of the Allies Fl 8
Pittsburgh, PA 15222-1209

ArcelorMittal
250 US Highway 12
Burns Harbor, IN 46304-9430



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

SUBREGION 33
101 SW Adams St
Suite 400
Peoria, IL 61602

Agency Website: www.nlr.gov
Telephone: (309)671-7080
Fax: (309)671-7095

October 10, 2018

(b) (6), (b) (7)(C)

Re: ABF (Arkansas Best Freight)
Case 25-CA-223979

Teamsters Local Union No 26 (ABF,
Arkansas Best Freight)
Case 25-CB-223989

Dear (b) (6), (b)

We have carefully investigated and considered your charges that ABF (Arkansas Best Freight) and Teamsters Local Union No 26 have violated the National Labor Relations Act.

Decision to Dismiss: In view of your lack of cooperation in investigating this case, I have determined that further proceedings are not warranted at this time and I am dismissing your charge. Since August 6, 2018, we have attempted to contact you to reschedule your affidavit appointment, but have not received any communication from you. Specifically, we attempted to contact you and left messages on your voicemail on August 14, September 14, and September 28, 2018. On September 28, 2018, we sent a letter requesting that you contact us as soon as possible to reschedule your affidavit appointment or that we would dismiss your charge for lack of cooperation. We have not received any communication from you and, therefore, I am dismissing your charge.

If you wish to refile this charge later when you can cooperate in the investigation, you may do so. However, your attention is directed to Section 10(b) of the Act which provides that a charge must be filed with the NLRB and served on the charged party within six months of the conduct alleged to be unlawful.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

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Very truly yours,

PATRICIA K. NACHAND
Regional Director

By: 

NATHANIEL E. STRICKLER
Officer in Charge

Enclosure

cc: Steve Gorman, Terminal Manager
ABF (Arkansas Best Freight)
1619 Morrissey Dr
Bloomington, IL 61704-7118

Tim Donovan, Representative
Teamsters Local Union No 26
908 N Neil St
Champaign, IL 61820-3098



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October 31, 2018

(b) (6), (b) (7)(C)

Re: USW LOCAL UNION 6787
(ARCELORMITTAL USA)
Case 25-CB-222721

Dear (b) (6), (b) (7)(C)

We have carefully investigated and considered your charge that USW LOCAL UNION 6787 has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge because there is insufficient evidence to establish a violation of the Act.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

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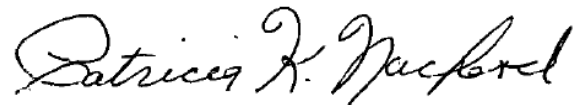
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Very truly yours,



PATICIA K. NACHAND
Regional Director

Enclosure

cc: Pete Trinidad
USW Local Union 6787
1100 N. Max Mochal Hwy
Chesterton, IN 46304-9745

Antonia Domingo, Attorney
60 Blvd of the Allies Fl 8
Pittsburgh, PA 15222-1209

USW LOCAL UNION 6787
(ARCELORMITTAL USA)
Case 25-CB-222721

- 3 -

Debra Proper
Arcelormittal USA
250 W US Highway 12
Chesterton, IN 46304-9745



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October 31, 2018

(b) (6), (b) (7)(C)

Re: American Postal Workers Union, Local 130
(United States Postal Service)
Case 25-CB-222970

Dear (b) (6), (b) (7)(C)

We have carefully investigated and considered your charge that American Postal Workers Union, Local 130 has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge for the reasons discussed below.

You alleged the Union refused to timely process your grievance regarding an employee acting in the capacity of a (b) (6), (b) (7)(C) without a bid posting for arbitrary or discriminatory reasons or in bad faith. However, the evidence failed to establish the Union acted arbitrarily, discriminatorily, or in bad faith in processing your grievance or responding to your inquiries regarding the status of the grievance. Thus, further proceedings are not warranted.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

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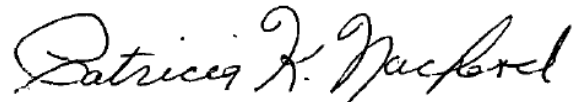
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Very truly yours,



PATRICIA K. NACHAND
Regional Director

Enclosure

American Postal Workers Union, Local 130 - 3 -
(United States Postal Service)
Case 25-CB-222970

cc: Roderick D. Eves, Deputy Managing Counsel
United States Postal Service
(Law Department - NLRB Unit)
1720 Market Street, Rm 2400
Saint Louis, MO 63155-9948

Dave Riley
United States Postal Service
125 W South St
Indianapolis, IN 46206

Latonia Smith
American Postal Workers Union, Local 130
1509 Prospect St
Indianapolis, IN 46203-2053



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Suite 400
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October 31, 2018

(b) (6), (b) (7)(C)

Re: IBEW Local 145 (J.F. Edwards
Construction Company)
Case 25-CB-223247

Dear (b) (6), (b) (7)(C)

We have carefully investigated and considered your charge that IBEW Local 145 has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge because there is insufficient evidence to establish a violation of the Act.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

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Very truly yours,

PATRICIA K. NACHAND
Regional Director

By: 

NATHANIEL E. STRICKLER
Officer in Charge

Enclosure

cc: Cory Bergfeld, Business Manager
IBEW Local 145
1700 52nd Ave
Ste A
Moline, IL 61265-6378

IBEW Local 145 (J.F. Edwards
Construction Company)
Case 25-CB-223247

- 3 - October 31, 2018

Michael W. Halpin, Attorney
McCarthy, Callas & Feeney, P.C.,
329 18th St
Rock Island, IL 61201-8715

J. F. Edwards Construction Company
220 S Chicago St
Geneseo, IL 61254-1456



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Fax: (317)226-5103

October 31, 2018

(b) (6), (b) (7)(C)

Re: United Steel Workers Local #1055
(International Paper)
Case 25-CB-223316

Dear (b) (6), (b) (7)(C)

We have carefully investigated and considered your charge that United Steel Workers Local #1055 has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge because there is insufficient evidence to establish a violation of the Act.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

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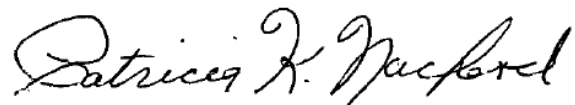
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Very truly yours,



PATRICIA K. NACHAND
Regional Director

Enclosure

cc: Ross Carolus
International Paper
3904 W Ferguson Rd
Fort Wayne, IN 46809-3150

Steve Davies
United Steel Workers Local #1055
2228 Lakeview Dr
Fort Wayne, IN 46808-3926

United Steel Workers Local #1055
(International Paper)
Case 25-CB-223316

- 3 -

Antonia Domingo, Attorney
United Steelworkers AFL-CIO
60 Boulevard of the Allies Room 807
Pittsburgh, Pa 15222-1209



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October 31, 2018

(b) (6), (b) (7)(C)

Re: UAW Local 3053 (Thyssen Krupp Presta)
Case 25-CB-223947

Dear (b) (6), (b) (7)(C)

We have carefully investigated and considered your charge that UAW Local 3053 has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge for the reasons discussed below.

Your charge alleges that the union failed to properly process a grievance over your suspension and discharge for arbitrary or discriminatory reasons or in bad faith. However, the evidence is insufficient to establish that the Union harbored animus towards you or that the Union's actions were arbitrary, discriminatory, or in bad faith. Rather, the evidence establishes that the union did file and initially pursue a grievance protesting your discharge. The grievance was withdrawn, however, when it became apparent that the Union would not be able to prevail in its further pursuit of the grievance. The union's actions in these circumstances do not rise to the level of a breach of its duty of fair representation.

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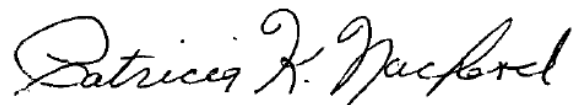
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Very truly yours,



PATRICIA K. NACHAND
Regional Director

Enclosure

cc: Eric Magill
UAW Local 3053
308 S Thorpe Pl
West Terre Haute, IN 47885-9138

Chris McTaggart, Servicing Representative
UAW Region 2-B
2431 Directors Row
Suite G
Indianapolis, IN 46241

Thyssen Krupp Presta
1597 E Industrial Dr
Terre Haute, IN 47802-9265



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 25
575 N Pennsylvania St Ste 238
Indianapolis, IN 46204-1520

Agency Website: www.nlr.gov
Telephone: (317)226-7381
Fax: (317)226-5103

October 31, 2018

(b) (6), (b) (7)(C)

Re: National Postal Mail Handlers Union
(United States Postal Service)
Case 25-CB-224184

Dear (b) (6), (b) (7)(C)

We have carefully investigated and considered your charge that National Postal Mail Handlers Union has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge because there is insufficient evidence to establish a violation of the Act.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlr.gov and:

- 1) Click on E-File Documents;
- 2) Enter the NLRB Case Number; and,
- 3) Follow the detailed instructions.

Electronic filing is preferred, but you also may use the enclosed Appeal Form, which is also available at www.nlr.gov. You are encouraged to also submit a complete statement of the facts and reasons why you believe my decision was incorrect. To file an appeal by mail or delivery service, address the appeal to the **General Counsel at the National Labor Relations Board, Attn: Office of Appeals, 1015 Half Street SE, Washington, DC 20570-0001**. Unless filed electronically, a copy of the appeal should also be sent to me.

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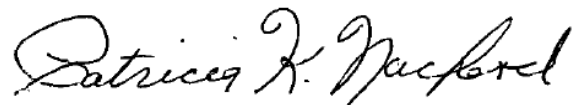
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Very truly yours,



PATRICIA K. NACHAND
Regional Director

Enclosure

cc: Jearmie Ott, Union President
National Postal Mail Handlers Union
7100 Petersburg Rd
Evansville, IN 47711-1737

William Mclemore, Business Agent
National Postal Mailhandlers Local 304
6509 Montgomery Rd
Cincinnati, OH 45213-1513

National Postal Mail Handlers Union
(United States Postal Service)
Case 25-CB-224184

- 3 -

Roderick D. Eves, Deputy Managing
Counsel
United States Postal Service (Law
Department - NLRB Unit)
1720 Market Street, Rm 2400
Saint Louis, MO 63155-9948

United States Postal Service
800 Sycamore St
Evansville, IN 47708-9321



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 25
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Indianapolis, IN 46204-1520

Agency Website: www.nlr.gov
Telephone: (317)226-7381
Fax: (317)226-5103

October 31, 2018

(b) (6), (b) (7)(C)

Re: APWU (USPS)
Case 25-CB-224288

Dear (b) (6), (b) (7)(C)

We have carefully investigated and considered your charge that APWU has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge for the reasons discussed below.

Your charge alleges that the union failed to properly process your discharge grievance. However, the evidence is insufficient to establish that the union acted in an arbitrary or discriminatory way or in bad faith in processing your grievance. The evidence establishes that the union fully processed your discharge grievance, including through arbitration, and that the Union was able to successfully introduce evidence into the arbitration record that had not been entered at the earlier stages of the grievance procedure. While certain theories were not considered at the arbitration, that fact, alone, fails to establish that the Union was motivated by arbitrary or discriminatory reasons. Given these circumstances, the evidence fails to establish that the union breached its duty of fair representation.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlr.gov and:

- 1) Click on E-File Documents;
- 2) Enter the NLRB Case Number; and,
- 3) Follow the detailed instructions.

Electronic filing is preferred, but you also may use the enclosed Appeal Form, which is also available at www.nlr.gov. You are encouraged to also submit a complete statement of the facts and reasons why you believe my decision was incorrect. To file an appeal by mail or delivery service, address the appeal to the **General Counsel at the National Labor Relations Board, Attn: Office of Appeals, 1015 Half Street SE, Washington, DC 20570-0001**. Unless filed electronically, a copy of the appeal should also be sent to me.

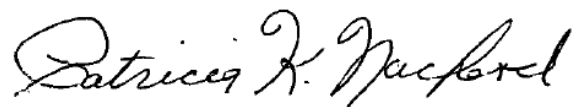
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Very truly yours,



PATRICIA K. NACHAND
Regional Director

Enclosure

cc: Jackie Gage, MDO
USPS
7100 Petersburg Rd
Evansville, IN 47711-9997

Roderick D. Eves, Deputy Managing Counsel
United States Postal Service
Law Department - NLRB Unit
1720 Market Street
Rm 2400
Saint Louis, MO 63155-9948

Tim Fuller, Local President
APWU
1110 Uhlhorn St
Evansville, IN 47710-2736



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

SUBREGION 33
101 SW Adams St
Suite 400
Peoria, IL 61602

Agency Website: www.nlr.gov
Telephone: (309)671-7080
Fax: (309)671-7095

October 31, 2018

(b) (6), (b) (7)(C)

Re: IBEW local 51 (J.F. Edwards Construction
Company)
Case 25-CB-226704

Dear (b) (6), (b) (7)(C)

We have carefully investigated and considered your charge that INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS LOCAL 51 has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge because there is insufficient evidence to establish a violation of the Act.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlr.gov and:

- 1) Click on E-File Documents;
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Electronic filing is preferred, but you also may use the enclosed Appeal Form, which is also available at www.nlr.gov. You are encouraged to also submit a complete statement of the facts and reasons why you believe my decision was incorrect. To file an appeal by mail or delivery service, address the appeal to the **General Counsel at the National Labor Relations Board, Attn: Office of Appeals, 1015 Half Street SE, Washington, DC 20570-0001**. Unless filed electronically, a copy of the appeal should also be sent to me.

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Very truly yours,

PATRICIA K. NACHAND
Regional Director

By: 

NATHANIEL E. STRICKLER
Officer in Charge

Enclosure

cc: JOHN JOHNSON, Assistant Business
Manager
IBEW LOCAL 51
3171 Greenhead Drive
Springfield, IL 62711

IBEW local 51 (J.F. Edwards Construction Company) - 3 - October 31, 2018
Case 25-CB-226704

Chris Grant, Attorney
SCHUCHAT, COOK, & WERNER
1221 LOCUST ST 2ND FLOOR
ST. LOUIS, MO 63103

J. F. Edwards Construction Company
220 S Chicago St
Geneseo, IL 61254-1456



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NATIONAL LABOR RELATIONS BOARD

SUBREGION 33
101 SW Adams St
Suite 400
Peoria, IL 61602

Agency Website: www.nlr.gov
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Fax: (309)671-7095

October 31, 2018

(b) (6), (b) (7)(C)

Re: Graphic Communications Conference
(Winpak Heat Seal Corporation)
Case 25-CB-227084

Dear (b) (6), (b) (7)(C)

We have carefully investigated and considered your charge that Graphic Communications Conference has violated the National Labor Relations Act.

Decision to Dismiss: In view of your lack of cooperation in investigating this case, I have determined that further proceedings are not warranted at this time and I am dismissing your charge. Since October 8, 2018, we have attempted to contact you to reschedule your affidavit appointment. Specifically, we attempted to contact you and left messages on your voicemail or emails at your email address of record on October 8, 2018, October 16, 2018 and October 22, 2018. You failed to show for scheduled affidavit appointments on October 8 and 22, 2018, and did not call in advance to cancel or reschedule. On October 22, 2018, we sent a letter requesting that you contact us as soon as possible to reschedule your affidavit appointment again or that we would dismiss your charge for lack of cooperation. Since October 22, 2018, we have not received any communication from you. Therefore, I am dismissing your charge for lack of cooperation.

If you wish to refile this charge later when you can cooperate in the investigation, you may do so. However, your attention is directed to Section 10(b) of the Act which provides that a charge must be filed with the NLRB and served on the charged party within six months of the conduct alleged to be unlawful.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency's e-filing system, go to our website at www.nlr.gov and:

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Very truly yours,

PATRICIA K. NACHAND
Regional Director

By: 

NATHANIEL E. STRICKLER
Officer in Charge

Enclosure

cc: Paul Mancillas, Secretary-Treasurer
Graphic Communications Conference
455 Kehoe Blvd
Carol Stream, IL 60188

Angie Cowan Hamada, Attorney
Allison, Slutsky & Kennedy, P.C.
230 W Monroe St Ste 2600
Chicago, IL 60606-4969

Del Beideck, HR Manager
Winpak Heat Seal Corporation
1821 Riverway Dr
Pekin, IL 61554



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 25
575 N Pennsylvania St Ste 238
Indianapolis, IN 46204-1520

Agency Website: www.nlr.gov
Telephone: (317)226-7381
Fax: (317)226-5103

October 22, 2018

Brian West Easley, Legal Counsel
Jones Day
90 South 7th Street, Suite 4950
Minneapolis, MN 55402

Allyson Werntz, Attorney
Jones Day
77 W. Wacker Drive
Chicago, IL 60601

Re: International Union of Operating Engineers,
Local Union No. 150 (Lippert Components,
Inc.)
Case 25-CC-228342

Dear Mr. Easley and Ms. Werntz:

We have carefully investigated and considered your charge that International Union of Operating Engineers, Local Union No. 150 has violated the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have decided to dismiss your charge for the reasons discussed below.

You alleged that the International Union of Operating Engineers, Local Union No. 150 (“Union”) engaged in secondary conduct in violation of Section 8(b)(4) of the Act by displaying banners and a large inflatable rat for four days near the entrance of a trade show. The investigation did not reveal sufficient evidence that the Union engaged in picketing or any other conduct proscribed by Section 8(b)(4) of the Act. Rather, the evidence revealed that the Union was merely seeking to publicize its dispute with you and MacAllister Machinery, which is constitutionally protected activity.

Your Right to Appeal: You may appeal my decision to the General Counsel of the National Labor Relations Board, through the Office of Appeals.

Means of Filing: An appeal may be filed electronically, by mail, by delivery service, or hand-delivered. To file electronically using the Agency’s e-filing system, go to our website at www.nlr.gov and:

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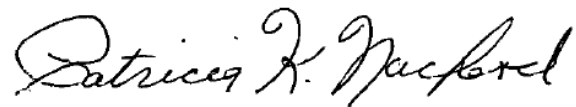
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International Union of Operating Engineers, - 3 -
Local Union No. 150 (Lippert Components,
Inc.)
Case 25-CC-228342

by the FOIA to disclose those documents absent an applicable exemption such as those that protect confidential sources, commercial/financial information, or personal privacy interests.

Very truly yours,

A handwritten signature in black ink that reads "Patricia K. Nachand". The signature is written in a cursive, flowing style.

PATRICIA K. NACHAND
Regional Director

Enclosure

cc: Lippert Components, Inc.
3501 County Road 6
Elkhart, IN 46514

James Sweeney, President
International Union of Operating
Engineers, Local Union No. 150
6200 Joliet Rd
Countryside, IL 60525

Charles R. Kiser, Attorney
International Union of Operating
Engineers, Local Union No. 150
6140 Joliet Road
Countryside, IL 60525-3956