

FORM NLRB-502 (RD)
(2-18)

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
RD PETITION

DO NOT WRITE IN THIS SPACE

Case No. 25-RD-233851

Date Filed 1/9/19

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 7 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: RD- DECERTIFICATION (REMOVAL OF REPRESENTATIVE) - A substantial number of employees assert that the certified or currently recognized bargaining representative is no longer their representative. 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
Smithfield Direct LLC

2b. Address(es) of Establishment(s) involved (Street and number, city, state, ZIP code)
195 N Sherman St, Brazil, IN 47834

3a. Employer Representative - Name and Title
Patrick Sebring, VP

3b. Address (if same as 2b - state same)
4225 Naperville Road, Lisle, IL 11710

3c. Tel. No.
630-993-8791

3d. Fax No.
812-448-8686

3e. Cell No.
630-993-8791

3f. E-Mail Address
psebring@smithfield.com

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

4b. Principal product or service
food distribution

5a. Description of Unit Involved

Included:
See Attachment

Excluded:
See Attachment

5b. City and State where unit is located:
Findlay, OH; Alma, Detroit, Marshall, MI; South Bend, Anderson, Evansville, Brazil, IN

6. No. of Employees in Unit 100

7. Do a substantial number (30% or more) of the employees in the unit no longer wish to be represented by the certified or currently recognized bargaining representative? Yes No

8a. Name of Recognized or Certified Bargaining Agent
See Attachment

8b. Affiliation, if any
See Attachment

8c. Address
See Attachment

8d. Tel. No.
See Attachment

8e. Cell No.
See Attachment

8f. Fax No.
See Attachment

8g. E-Mail Address
See Attachment

9. Date of Recognition or Certification

10. Expiration Date of Current or Most Recent Contract, if any (Month, Day, Year)
May 31, 2019

11a. Is there now a strike or picketing at the Employer's establishment(s) involved? Yes No

11b. If so, approximately how many employees are participating?

11c. The Employer has been picketed by or on behalf of (Insert Name)
(Insert Address)

a labor organization, of since (Month, Day, Year)

12. Organizations or individuals other those named in items 8 and 11c, 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 5 above. (If none, so state)

12a. Name

12b. Address

12c. Tel. No.

12d. Fax No.

12e. Cell No.

12f. E-Mail Address

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

13a. Election Type: Manual Mail Mixed Manual/Mail

13b. Election Date(s)

January 30, 2019 (count date)

13c. Election Time(s)
10:00 am

13d. Election Location(s)

Region 25 Indianapolis, IN

14. Full Name of Petitioner

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

(b) (6), (b) (7)(C) ber, city, state, ZIP code)

14b. Tel. No.

14c. Fax No.

14d. Cell No.
(b) (6), (b) (7)(C)

14e. E-Mail Address
(b) (6), (b) (7)(C)

14f. Affiliation, if any

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

15a. Name
(b) (6), (b) (7)(C)

15b. Title
An Individual

15c. Address (Street and number, city, state, ZIP code)
(b) (6), (b) (7)(C)

15d. Tel. No.

15e. Fax No.

15f. Cell No.
(b) (6), (b) (7)(C)

15g. E-Mail Address
(b) (6), (b) (7)(C)

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

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

Title
Petitioner

Date Filed
01-09-19

WILLFUL FALSE STATEMENTS

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 may cause the NLRB to decline to invoke its processes.

RD Petition**5a. Description of Unit Involved**

Included: All full-time and regular part-time route salespersons, relief salespersons, and general workers employed by the Employer at its Findlay, Ohio branch; Alma, Detroit, and Marshall, Michigan branches; and South Bend, Anderson, Evansville, and Brazil Indiana branches

Excluded: All office clerical employees, professional employees, temporary employees supplied by a staffing agency, general workers at the Employer's Indiana branches, and guards and supervisors as defined in the Act

8a. Name of Recognized or Certified Bargaining Agent

International Brotherhood of Teamsters, Chauffeurs, Warehousemen, and Helpers of America Locals 20, 337, and 364

8b. Affiliation, if any

International Brotherhood of Teamsters, Chauffeurs, Warehousemen, and Helpers of America

8c. Address

- Robert Warnock, International Brotherhood of Teamsters, Chauffeurs, Warehousemen, and Helpers of America Local 364, 2405 East Edison Rd, South Bend, IN 46615
- Mark Wilson, International Brotherhood of Teamsters, Chauffeurs, Warehousemen, and Helpers of America Local 20, 435 South Hawley Street, Toledo, OH 43609
- Mike Martin, International Brotherhood of Teamsters, Chauffeurs, Warehousemen, and Helpers of America Local 337, 2801 Trumbull Avenue, Detroit, MI 48216

8d. Tel No.

- Robert Warnock, Local 364 574-968-5503
- Mark Wilson, Local 20 419-254-3271
- Mike Martin, Local 337 313-965-9833

8e. Cell No.

- Robert Warnock 574-234-6031
- Mark Wilson N/A
- Mike Martin N/A

8f. Fax No.

- Robert Warnock, Local 364 574-234-6036
- Mark Wilson, Local 20 419-243-6270
- Mike Martin, Local 337 313-965-0570

8g. E-Mail Address

- Robert Warnock – team364@gmail.com
- Mark Wilson – m.wilson@ibt20.com
- Mike Martin, Local 337 – mike@teamsterslocal337.com