

TOPICAL INDEX

	Section	Page
Adjournment:		
Hearing—complaint case	102.43	26
Adjustment of issues:		
Proposals of, prior to ULP hearing	102.51	32
Administrative law judge:		
Assignment and powers of settlement judges	102.35	23
Bias	102.37; 101.10(b)	25; 124
Conduct of hearings	102.34	23
Disqualification of:		
Affidavit required	102.37	25
Ruling on request for	102.37	25
Withdrawal	102.37; 101.10(b)	25; 124
Duties of	102.35	23
Powers:		
Complaints, dismissal of	102.35; 101.11(a)	23; 124
Decisions, making and filing of	102.35; 101.11(a), (b)	23; 124, 125
Depositions, taking of	102.35	23
Evidence, introduction of	102.35; 101.10(a)	23; 123
Evidence, receipt of	102.35	23
Hearings, consolidation of	102.35	23
Hearing, exclusion of persons from	102.35	23
Hearing, reopening of	102.35	23
Oaths, administration of	102.35	23
Offers of proof ruling on	102.35	23
Request for statement of position	102.35	23
Settlement conferences, holding of	102.35	23
Settlement judges	102.35	23
Subpoena, rulings on revocation of	102.35	23
Testimony, striking out	102.35	23
Witnesses, calling of	102.35; 101.10(a)	23; 123
Witnesses, examination of	102.35; 101.10(a)	23; 123
Replacement of	102.34	23
Ruling on motion:		
Prior to hearing	102.25	17
Reservation of rulings	102.25	17
Unavailability of	102.36	24
Advisory opinion:		
Determination by Bd	102.103; 101.40(e)	60; 144
Intervention:		
Motion for	102.102; 101.40(b)	60; 144
Petition:		
Contents of:		
State court or agency	102.99(a); 101.39	60; 144
Copies of	102.99	60
Response to	102.101; 101.40(c)	60; 144
Service of	102.100; 101.40(a)	60; 144
Service of response to	102.101	60
Where to file:		
Parties to state proceedings	102.98; 101.39	60; 144

TOPICAL INDEX

	Section	Page
Who may file:		
State court or agency	102.98; 101.39	60; 144
Withdrawal of	102.104; 101.39	61; 144
Amendment:		
Answer	102.23	15
Answer to compliance specification	102.56(e)	35
Certification—see Amendment of Certification		
Complaint:		
After case transferred to Bd	102.17	13
During hearing by ALJ	102.17	13
Prior to hearing by RD	102.17	13
Compliance specification	102.55(c)	34
Rules and regulations	102.123	90
Amendment of certification:		
Petition for:		
Amendment of, prior to and during hearing	101.18(a)	129
Appeal from dismissal of	102.63(b); 101.18(c)	39; 129
Contents of	102.61(e); 101.17	38; 128
Dismissal of, for failure to make available		
necessary facts	101.18(c)	129
Investigation of	102.63(b); 101.18(a)	39; 129
Notice of hearing on	102.63(b)	39
Where to file	102.60(b); 101.17	36; 128
Who may file	102.60(b); 101.17	36; 128
Withdrawal of	102.60(b); 101.18(b)	36; 128
Answer:		
Allegations not denied deemed admitted	102.20	15
Amendment of	102.23	15
Contents of	102.20	15
Scandalous or indecent matter	102.21	15
Filing of:		
Extension of time	102.28	17
Not waiver of motion rights	102.28	17
Form:		
Affidavit unnecessary	102.21	15
Signature of attorney or party	102.21	15
Service of	102.21	15
Specificity required	102.20	15
Time for filing	102.20; 102.111(c)	15; 63
Where to file	102.21	15
Appeal:		
Dismissal of representation petition by RD	102.71	50
Rulings on motions:		
Representation case	102.65(c)	40
Unfair labor practice case	102.26	17
Severance, rulings on motions for	102.33	22
Award of fees and other expenses		
Administrative law judge:		
Decision of:		
Contents of	102.153(a)	105
Exceptions to	102.154	105

TOPICAL INDEX

	Section	Page
Filing of with Bd	102.153(a)	105
Rulings of	102.152(e)	105
Adversary adjudication:		
Applicant required to be prevailing party in	102.143(b); 102.148(a)	100; 103
Definition	102.143	100
Final orders in	102.148(a), (d)	103, 103
Answer to application:		
Failure to file:		
Effect of	102.150(a)	104
Time for filing	102.150(a)	104
Extension of time	102.150(a)	104
Reply to	102.150(d)	104
Time for filing	102.150(d)	104
Application:		
Amount sought	102.147(c)	102
Documentation of	102.147(h)	103
Comments on:		
Time for filing	102.150(e)	104
Who may file	102.150(e)	104
Contents:		
Amount Sought	102.147(c)	102
Exempt Status	102.147(b)(1)	102
Networth	102.147(b)	102
Disclosure of	102.147(g)(1)	102
Copies required	102.148(a)	103
Dismissal of	102.150(a)	104
Effect of	102.150(a)	104
Service	102.148(a)	103
Time for filing	102.148(a)	103
Where to file	102.148(a)	103
Board:		
Decision	102.154	105
Briefs to	102.154	105
Exceptions to ALJ's decision filed with	102.154	105
Review of ALJ's rulings	102.152(e)	105
Decision:		
Administrative law judge:		
Contents of	102.153(a)	105
Exceptions to	102.154	105
Filing of	102.153(a)	105
Service of	102.153(a)	105
Board	102.154	105
Documents:		
Filing of:		
After case referred to ALJ	102.149(a)	103
Extension of time for filing	102.149(b)	103
Eligibility	102.143	100
Exceptions:		
To ALJ's decision	102.154	105
Briefs in support of and in opposition to	102.154	105

TOPICAL INDEX

	Section	Page
Fees and expenses:		
Amounts allowed	102.145	101
Limitation	102.145(b)	101
Basis for determining amount	102.145	101
Basis for determining award of	102.152(a)	104
Change in allowable fees	102.146	101
Items included	102.145	101
Net Worth	102.147(b)	101
Disclosure of	102.147(g)(1)	102
Payment of awards:		
To obtain	102.155	105
Procedure:		
Administrative law judge:		
Decision of	102.153(a)	105
Referral to	102.148(b)	103
Exceptions to ALJ's decision	102.154	105
Further proceedings:		
Where determination not made on record	102.152(a)	104
Order of	102.152(c)	104
Request for	102.152(b)	104
Hearing:		
Open to public	102.152(d)	104
When necessary	102.152(a)	104
Pleadings and motions:		
Filing of	102.149(b); 102.150(a)	103; 104
Record:		
Consists of	102.153(b)	105
Usually basis for determining award	102.152(a)	104
Rulings by ALJ	102.152(e)	105
Stay:		
Pending final determination of adversary proceeding	102.148(c)	103
Transfer to Board	102.153(a)	105
Record:	102.153(b)	105
Rulemaking on fees:		
Petition to change allowable fees	102.146	101
Contents of	102.146	101
Service:		
Of ALJ's decision	102.153(a)	105
Of application	102.148(a)	103
Settlements:		
Approval of by Bd	102.151	104
Agreement on	102.151	104
If before application	102.151	104
Statement of intent to negotiate	102.150	104
Briefs:		
Advisory opinion	102.103; 101.40(d)	60; 144
Deauthorization proceeding	101.30(c)	140
Declaratory orders	102.110; 101.43(d)	61; 145
Expedited election—Section 8(b)(7)	102.77(b)	52

TOPICAL INDEX

	Section	Page
Representation proceeding:		
Filing with Bd:		
Opposing exceptions to hearing officer’s postelection report	102.69(e), (h)	47; 48
Opposing exceptions to RD’s postelection report	102.69(c)	46
Preelection hearing.....	102.67(g), (i)	48; 48
Supporting exceptions to hearing officer’s postelection report	102.69(e), (h)	44; 44
Supporting exceptions to RD’s postelection report	102.69(c)	46
Filing with RD:		
Answering brief to exceptions to hearing officer’s postelection report	102.69(d)	46
Preelection hearing	102.67(a)	42
Supporting exceptions to hearing officer’s postelection report	102.69(d)	46
Request for extension of time to file brief with RD	102.67(a)	42
Subsequent to transfer of case to Bd:		
Extension of time to file	102.67(i)	44
10(k) proceeding:		
Extention of time for filing	102.90	57
National defense cases	102.90; 101.35	57; 142
Unfair labor practice proceeding:		
Answer to cross-exceptions	102.46(f); 101.11(b)	29; 125
Contents of	102.46(d); 101.11(b)	28; 125
Extension of time for filing	102.46(d)	28
Time for filing	102.46(d)	28
Cross-exceptions, support of	102.46(c)	28
Exception to ALJ decision	102.46(c); 101.11(a)	28; 124
Filing with Bd	102.46(j)	29
Filing with ALJ	102.42	25
Late filing	102.111(c)	63
Reply briefs	102.46(h)	29
Form of:		
When exceeds 50 pages	102.46(j)	29
Request for special leave to file	102.46(h)	29
Supporting ALJ decision	102.46(a); 101.11(b)	28; 125
Certification:		
Amendment—see Amendment of certification		
Consent election:		
Determination by RD	102.62(a)	38
Issuance by RD	102.69(b)	46
Petition for:		
Amendment of, prior to and during hearing	101.18(a)	129
Appeal from dismissal of	101.18(c)	129
Contents of when filed by, or in behalf of, employees	102.61(a); 101.17	36; 128
Contents of when filed by employer	102.61(b); 101.17	36; 128
Dismissal of, for failure to make available necessary facts	101.18(c)	129

TOPICAL INDEX

	Section	Page
Filing of	102.60; 101.17	36; 128
Investigation of	101.18(a)	129
Withdrawal of	102.60; 101.18(b)	36; 129
Results certified when tie vote	102.70(d)	49
Certification of documents:		
By whom	102.115	67
Challenges:		
Consent election pursuant to 102.62(b):		
Board determination when no exceptions to		
report	102.69(c)	46
Direction of hearing by RD	102.69(h); 101.19(b)	48; 131
Constituting transfer of case to Bd	102.69(h); 101.19(b)	48; 131
Exceptions to hearing officer's postelection		
report:		
Brief in support of	102.69(e)	47
Brief opposed to	102.69(e), (h)	47; 48
Filing of	102.69(e), (h)	47; 48
Exceptions to report by RD:		
Brief in support of	102.69(c)	46
Brief opposing supporting brief	102.69(c)	46
Filing of	102.69(c); 101.19(b)	46; 131
Report by RD	102.69(c); 101.19(b)	46; 131
Consolidation with objections	102.69(c)	46
Deauthorizing election	101.29; 101.30(d)	139; 140
Decision of RD	102.69(c); 101.19(a)(4); 101.21(c)	46; 130; 133
Exceptions to report:		
Extension of time for filing	102.69(c)	46
Expedited election—Section 8(b)(7):		
Appeal from RD's rulings on challenges	102.78; 101.23(b)	53; 135
Finality of RD's rulings on challenges	102.78; 101.23(b)	53; 135
Hearing on:		
Exceptions to report on:		
Brief in support of	102.69(d)	47
Brief opposing supporting brief	102.69(d)	47
Filing of	102.69(d)	47
Impounding of ballots	102.69(a)	45
Investigation of	102.69(c); 101.19(a)(4)	46; 130
Report on	102.69(c); 101.21(c)	46; 133
Revised tally of ballots:		
Exceptions not filed, effect of	102.69(g)	48
Who may challenge	102.69(a)	45
Charge:		
Contents:		
Names and addresses of parties	102.12; 101.2	11; 120
Particularity	102.12; 101.2	11; 120
Dismissal of:		
Appeal to GC from	102.9; 101.6	10; 121
Filing of	101.2	120

TOPICAL INDEX

	Section	Page
Initially with GC	102.33	22
Form:		
Copies required	102.11	11
Declaration	102.11; 101.2	11; 120
Oath	102.11	11
Signature required	102.11; 101.2	11; 120
Investigation of:		
Discretion to eliminate portion of	101.4	120
Priorities for 8(b)(4), 8(b)(7), 8(e), 8(a)(3), and 8(b)(2) violations	101.4	120
Statement in respect to allegations	101.4	120
Submission of evidence in support of charge	101.4	120
Jurisdictional dispute:		
Filing of	102.89; 101.31	57; 141
Dismissal of	102.91; 101.33	57; 141
Investigation of	102.89; 101.33	57; 141
Issuance of complaint when dispute not ad- justed in accordance with agreed-upon methods	102.93	58
Noncompliance with 10(k) determination, ef- fect of	102.91; 101.36	57; 142
Priority of	102.89; 101.32	57; 141
Service of notice of	101.31	141
Section 8(b)(7):		
Contents of	101.22(a)	135
Dismissal of	101.22(b)	135
Failure to resume proceeding when election directed	102.81(a); 101.24(a)	54; 137
Filing of	101.22(a)	135
Investigation of	102.73; 101.22(a)	52; 135
Priority of	102.73	52
Resumption of investigation when petition dismissed	102.81(b); 101.24(b)	54; 137
Suspension of proceeding on charge for in- vestigation of timely petition	102.75	52
Transfer, consolidation, and severance	102.82	54
Service of	102.14	12
Transfer of:		
Region to GC	102.33	22
Region to Region	102.33	22
Where to file:		
When ULP occurs in two or more Regions	102.10	11
Who may file	102.9	11
Withdrawal of	102.9; 101.5	11; 121
Clarification of bargaining unit:		
Petition for:		
Amendment of, prior to and during hearing	101.18(a)	129
Appeal from dismissal of	102.63(b); 101.18(c)	39; 129
Contents of	102.61(d); 101.17	38; 128
Dismissal of	102.63(b); 101.18(c)	39; 129
Investigation of	102.63(b); 101.18(a)	39; 129
Notice of hearing on.....	102.63(b)	39

TOPICAL INDEX

	Section	Page
Where to file	102.60(b); 101.17	36; 128
Who may file	102.60(b); 101.17	36; 128
Withdrawal of	102.60(b); 101.18(b)	36; 128
Complaint:		
Amendment of	102.17	13
Appeal to the GC from refusal to issue or reissue:		
Decision by GC	102.19; 101.6; 101.9(c)	13; 121; 122
Motion for reconsideration	102.19(c)	14
Newly discovered evidence	102.19(c)	14
Notification to other parties	102.19(a)	13
Oral presentation	102.19(b)	14
Request for extension of time to file	102.19(a)	13
Contents of:		
Jurisdictional grounds	102.15	13
Particularity	102.15	13
Hearing on:		
Change of date or place	102.16	13
Notice of	102.15	13
Injunctions:		
Dismissal of complaint in 10(j) cases	102.94(b)	59
Prompt issuance in cases pursuant to 10(l)	102.96	59
Issuance of:		
Submission to GC for advice	101.8	121
When	102.15; 101.8	13; 121
Motion to dismiss:		
Review of granting	102.27	17
Time limitation	102.27	17
Refusal to issue or reissue:		
Appeal to GC	102.19; 101.6; 102.19(c)	13; 121; 14
Section 8(b)(7):		
Denial of issuance	102.74; 101.22(b)	52; 135
Issuance of	102.74; 101.22(b)	52; 135
Refusal to issue complaint when election has been directed	102.81(a); 101.24(a)	54; 137
Refusal to issue complaint upon other ULP charges also filed	102.81(c)	54
Appeal to GC from	102.81(c)	54
Service of	102.15	13
Transfer to Bd	102.50	31
Withdrawal of	102.18	13
Compliance proceeding:		
Answer to specification:		
Amendment of	102.56(e)	35
Contents of	102.56(b)	34
Extension of time for filing	102.56(d)	35
Filing of	102.56(a); 101.16(a)	34; 126
Service of	102.56(a)	34
Specific admission, denial, or explanation of allegations	102.56(b)	34

TOPICAL INDEX

	Section	Page
Determination by RD:		
Appeal to GC	102.53(a), (b)	33
Notification of	102.52	33
Review by Bd of GC's decision	102.53(c), (d)	33
Extension of date of hearing	102.57	35
Hearing procedure	102.59; 101.16(c)	35; 127
Initiation of	102.54; 101.16(c)	33; 127
Issuance to avoid delay	102.54(b)	32
Posthearing procedure	102.59; 101.16(c)	35; 127
Specification:		
Amendment of	102.55(c)	34
Contents of	102.55(a), (b); 101.16(a)	34; 126
Failure to answer, effect of	102.56(c)	34
Failure to plead specifically to, effect of	102.56(c)	34
Form of	102.54	33
Issuance of	102.54; 101.16(a)	33; 126
Notice of hearing, inclusion of	102.54; 101.16(a)	33; 126
Service of	102.54; 101.16(a)	33; 126
Withdrawal of	102.55	34
Consent election:		
Agreements:		
Deauthorization petition	102.85; 101.28	55; 139
Section 8(b)(7)	102.79; 101.23	53; 135
Agreements—determination of election by Bd:		
Contents of	102.62(b); 101.19(b)	39; 131
Agreements—determination of election by RD:		
Contents of	102.62(a); 101.19(a)(1)	38; 130
Certification of representatives by RD	102.62(a); 101.19(a)(6)	38; 131
Certification of results by RD	102.62(a); 101.19(a)(6)	38; 131
Determined by Bd:		
Challenges and objections to election	102.69(c); 101.19(b)	32; 131
Conduct of	102.62(b); 101.19(a)(2), (3)	38; 130,
Consolidation with complaint case, how ex- ceptions affected by	102.69(e)	47
Direction of hearing on exceptions to RD's report on objections to	102.69(e); 101.19(b)	547; 131
Direction of hearing on objections by RD	102.69(h)	48
Disposition when exceptions to report do not raise substantial issues	102.69(e); 101.19(b)	47; 131
Disposition when no exceptions filed to re- open on objections to	102.69(e)	47
Report of hearing on exceptions to RD's report on objections to:		
Exceptions to:		
Answering brief	102.69(e)	47
Brief in support of	102.69(e)	47
Filing of	102.69(e); 101.19(b)	47; 131
Request for extension to file	102.69(e)	47

TOPICAL INDEX

	Section	Page
Determined by RD:		
Conduct of	102.61(a); 101.19(a)	36; 130
Finality of RD's determination	102.62(a); 101.19(a)(5)	38; 131
Investigatory proceedings in same Region	102.33	22
Representation proceeding:		
From Region to Region	102.72	51
With other proceedings in same Region	102.72	51
Consolidation:		
Section 8(b)(7)	102.82	54
Continuance:		
Hearing	102.43	26
Deauthorization election:		
Conduct of	102.85; 101.28; 101.29	55; 139; 139
Conduct of balloting and postballoting procedure	102.87	55
Consent-election agreement	102.85; 101.28	55; 139
Hearing:		
Conduct of	102.86; 101.30(b)	56; 140
Notice of	102.85; 101.30(a)	55; 139
Petition for:		
Contents of	102.84; 101.28; 101.29	55; 139; 139
Dismissal of	102.88; 101.27	56; 138
Evidence of authorization	101.26	138
Form of	102.83; 101.26	55; 138
Investigation of	102.85; 101.27(a)	55; 138
Reappeal from dismissal of	102.88; 101.27(c)	56; 138
Thirty-percent rule	102.83; 101.26	55; 138
Where to file	102.83; 101.26	55; 138
Who may file	102.83; 101.26	55; 138
Withdrawal of	102.83; 101.27(b)	55; 138
Posthearing procedure	102.86; 101.30(c), (d)	56; 140
Debt-Collection Procedures by Administrative Offset:		
Additional administrative collection action	102.166	108
Administrative offset; purpose and scope	102.156	105
Agency requests for administrative offsets and cooperation with other Federal agencies	102.158	105
Agency responsibilities	102.160	106
Cost shifting	102.165	108
Definitions	102.157	105
Examination and copying of records related to claim	102.162	107
Exclusions	102.159	106
Notification	102.161	106
Opportunity for repayment	102.163	107
Prior provision of rights with respect to debt	102.167	108
Review of the obligation	102.164	107

TOPICAL INDEX

	Section	Page
Debt Collection Procedures by Federal Income Tax Refund Offset:		
Agency referral to IRS for tax referral effect;		
Agency responsibilities	102.170	109
Agency review of obligation	102.175	111
Cost shifting	102.171	110
Debtor notification	102.174	111
Definitions	102.169	109
Federal income tax refund offset; purpose and scope	102.168	109
Minimum referral amount	102.172	110
Prior provision of rights with respect to debt	102.176	111
Relation to other collection efforts	102.173	110
 Decertification for:		
Petition for:		
Amendment of, prior to and during hearing	101.18(a)	129
Appeal from dismissal of	101.18(c)	129
Contents of	102.61(c); 101.17	37; 128
Dismissal of failure to make available necessary facts	101.18(c)	129
Filing of	102.60(a); 101.17	36; 128
Investigation of	101.18(a)	129
Withdrawal of	102.60(a); 101.18(b)	36; 129
 Decision, Bd:		
Copies available on request	102.117(a)	68
Inspection and copying of	102.117(a)	68
Judicial review of	101.14	126
Modification of Bd order	102.49	31
Reconsideration, motion for	102.48(d)	31
Rehearing, motion for	102.48(d)	31
Reopening of record, motion for	102.48(d)	31
Representation case:		
Disposition of	102.67(j); 101.18(c); 101.21(b)	44; 129; 132
Setting aside Bd order	102.49	31
Unfair labor practice proceeding:		
Compliance with court enforcement of:		
Investigation by RD to insure	101.15	126
Petition for contempt	101.15	126
Remedial action by court	101.15	126
Responsibility of Bd	101.15	126
Compliance with decision	101.13	125
Exceptions to ALJ decision filed	101.12(a)	125
No exceptions filed—compliance with ALJ decision	101.12(b)	125
No exceptions filed—noncompliance with ALJ decision	101.12(b)	125
 Decision, RD (representation case):		
Content of	102.67(b)	43
Determination of appropriate unit	102.67(a); 101.18(a)	42; 129
Determination of existence of question concerning representation	102.67(a); 101.18(a)	42; 129
Direction of election	102.67(a)	42
Dismissal of petition	102.67(a); 101.18(c); 101.21(b)	42; 129; 133

TOPICAL INDEX

	Section	Page
Disposition by Bd upon review	102.67(j); 101.18(c); 101.21(b)	43; 129; 133
Finality of	102.67(b); 101.21(a)	43; 132
Request for review:		
Contents of	102.67(d); 101.21(d)	43; 134
Denial of	102.67(e)	43
Denial of, precludes relitigating in ULP proceeding	102.67(f)	44
Failure to, precludes raising issues in ULP proceeding	102.67(f)	44
Filing of	102.67(b); 101.18(c); 101.21(d)	43; 129; ; 134
Granting by Bd, effect of	102.67(g); 101.21(d)	49; 134
Grounds for:		
Absence of precedent	102.67(c)(1); 101.21(d)	44; 134
Compelling reasons for reconsidering Bd policy	102.67(c)(4); 101.21(d)	43; 134
Prejudicial error in conduct of hearing	102.67(c)(3); 101.21(d)	43; 134
Substantial error in fact	102.67(c)(2); 101.21(d)	43; 134
Opposition to, statement of	102.67(e)	43
Waiver of	102.67(f); 101.21(d)	43; 134
Withdrawal of	102.67(g)	44
Transfer to Bd prior to	102.67(h); 101.21(a)	44; 132
Decision, ALJ		
Brief in support of	102.46(a),(c); 101.11(b)	28; 125
Consideration of whole record	101.10(b)(1)	124
Contents of	102.45(a); 101.11(a)	27; 124
Exceptions to:		
Contents of	102.46(b)	27
Effect of failure to file	102.48(a)	31
Filing of	102.46(a); 101.11(b)	28; 125
Filing with Bd	102.45(a); 101.11(b)	27; 125
Issuance by Bd:		
Unavailability of ALJ	102.36	24
Official notice, decision resting on:		
Opportunity of party to show to contrary	101.10(b)(3)	124
Service of	102.45(a); 101.11(b)	27; 125
Declaratory orders:		
Briefs	102.110; 101.43(d)	61; 145
Determination by Bd	102.110; 101.43(e), (f)	61; 145, 145
Intervention:		
Motion for	102.109; 101.43(b)	61; 145
Petition for:		
Contents of	102.106; 101.42(b)	61; 145
Response to	102.108; 101.43(c)	61; 145
Service of	102.107; 101.43(a)	61; 145
Service of response to	102.108	61
When may be filed	102.105; 101.42(a)	61; 145
Where to file	102.105; 101.42(b)	61; 145
Who may file	102.105; 101.42(b)	61; 145
Definitions:		
Act	102.2	9
Affecting commerce	102.1	9
Board	102.2	9

TOPICAL INDEX

	Section	Page
Board agent	102.2	9
Commerce	102.1	9
Employee	102.1	9
Employer	102.1	9
General Counsel	102.3	9
Hearing officer	102.6	9
Labor organization	102.1	9
Party	102.8	9
Person	102.1	9
Region	102.4	9
Regional attorney	102.5	9
Regional Director	102.5	9
Representative	102.1	9
State:		
District of Columbia	102.7	9
Possessions of United States	102.7	9
Territories	102.7	9
Administrative law judge	102.6	9
Unfair labor practice	102.1	9
Depositions:		
Admissibility of	102.30(d)	20
Applications for:		
Contents	102.30(a)	19
Service	102.30(a)	19
When and to whom made	102.30(a)	19
Before whom may be taken	102.30(b)	19
Delivery of	102.30(c)	19
Examination in foreign country	102.30(b)	19
Fees of person taking	102.32	21
Form of:		
Certification required	102.30(c)	19
Oath	102.30(c)	19
Signature of witness	102.30(c)	19
Typewritten	102.30(c)	19
Orders	102.30(a)	19
Ruling on	102.30(a)	19
Stipulation of parties	102.30(f)	20
Unavailability or refusal to sign	102.30(c)	19
Waiver of irregularities	102.30(e)	19
Waiver of objections	102.30(c)	19
Election of bargaining representative:		
Appropriate units in health care industry	103.30	158
Ballot:		
Notice pertaining to removal of name	102.69(a)	45
Request by labor organization for removal from	102.69(a)	45
Secrecy of	102.69(a); 101.19(a)(2)	45; 130
Tally of	102.69(a); 101.19(a)(3)	45; 130
Certification of representative by RD	102.69(b); 101.19(a)(6)	46; 131
Certification of results by RD	102.69(b); 101.19(a)(6)	45; 131
Challenges—see Challenges		
Conduct of:		
Regional Director, by	102.69(a); 101.19	45; 130
Consent election:		

TOPICAL INDEX

	Section	Page
Determination by Bd	102.62(b); 101.19	39; 130
Determination by RD	102.62(a); 101.19	38; 130
Deauthorization election—see Deauthorization election		
Expedited election—Section 8(b)(7)	102.77(b); 101.23	52; 135
Notice of	102.67(b); 101.19(a)(1)	43; 130
Objections to—see Objections to elections	102.69(a)	45
Observers	102.69(a); 101.19(a)(3)	45; 130
Runoff election	102.70; 101.21(e)	49; 134
Tie vote:		
Certification of results	102.70(d)	49
Ex-parte communications:		
Certain communications prohibited	102.126	91
Communications not prohibited:		
Authorized by law or Bd rule	102.130(a)	92
By agreement of parties	102.130(c)	92
By formal ruling	102.130(c)	92
Not related to proceeding	102.130(e)	92
Other	102.130(f)	93
Proposing settlement or disposition	102.130(d)	92
Respecting status of proceeding	102.130(b)	92
Prohibited communications:		
Agents to whom communications prohibited:		
Board Members and legal assistants	102.128(a), (b), (c), (d), (e)	91, 92
Other	102.128(b)	91
Regional Director and staff	102.128(a), (b)	91
Administrative law judge	102.128(e)	92
Duration of prohibition	102.128	91
Penalties and enforcement:		
Board agent, against	102.133(c)	93
Notice to show cause	102.133(a)	93
Others, against	102.133(b)	94
Proceedings involved:		
Certification amendment or unit clarification—formal hearing	102.128(a)	91
Certification amendment or unit clarification—no formal hearing	102.128(c)	92
Jurisdictional dispute	102.128(d)	92
Other	102.128(f)	92
Postelection—formal hearing	102.128(b)	91
Postelection—no formal hearing	102.128(c)	92
Preelection—formal hearing	102.128(a)	91
Unfair labor practice	102.128(e)	92
Reporting by Board agent of:		
Penalties not waived	102.132	93
Procedure to be taken	102.132	93
Solicitation of	102.132	93
Exceptions—representation case:		
Consent election determined by Bd:		
Consolidation with ULP case, how excep- tions affected by	102.69(e)	47
Direction of hearing on exceptions to RD’s report on objections	102.69(e), (f); 101.19(b)	47, 47, 131

TOPICAL INDEX

	Section	Page
Disposition when exceptions to report do not raise substantial issues	102.69(e), (f); 101.19(b)	47, 47; 131
Disposition when no exceptions filed to report on objections to	102.69(e), (f)	47; 47
Report issued after hearing directed by RD:		
Exceptions to	102.69(h); 101.19(b)	48, 131
Report on hearing on exceptions to RD's report on objections to:		
Exceptions to	102.69(e), (f); 101.19(b)	47, 47; 131
Exceptions—ULP proceeding:		
Answer to:		
Brief	102.46(d); 101.11(b)	28; 125
Brief in support of:		
Contents of	102.46(c)	28
Filing of	102.46(a)	28
Contents of	102.46(b)	28
Cross-exceptions:		
Answering brief to	102.46(f); 101.11(b)	29; 125
Effect of failure to include matter	102.46(g)	29
Filing of	102.46(e)	29
Request for extension of time	102.46(f)	29
Disposition by Bd	102.48(b); 101.12(a)	31; 125
Effect of failure to include matter	102.46(g)	29
Factual finding of ALJ:		
Consideration by Bd	102.48(c); 101.12(a)	31; 125
Failure to file, effect of	102.48(a); 101.12(a)	31; 125
Filing of	102.46(j); 101.11(b)	29; 125
Time for	102.46(a)	28
Form of	102.46(j)	29
Late filing	102.114(c)	64
Oral argument on:		
Request to Bd for	102.46(i); 101.11(b)	29; 125
Time limitation	102.46(i)	29
Request for extension of time to file	102.46(a)	28
Waiver of	102.46(b); 101.12(b)	28; 125
General Counsel:		
Appeal to, from refusal to issue or reissue complaint	102.19; 101.6; 101.9(c)	13; 121; 122
Powers—ULP proceeding:		
Transfer and consolidation of proceedings	102.33	22
Powers—representation proceeding:		
Transfer and consolidation of proceedings	102.72	51
Review of refusal to issue complaint	102.19	13
Health Care Industry:		
Appropriate bargaining units	103.30	158
Hearing—representation proceeding:		
Adjournment of	102.64(b)	40
Amendment of certification:		
Notice of hearing:		
Amendment of	102.63(b); 101.18(a)	39; 129
Service of	102.63(b)	39
Withdrawal of	102.63(b)	39
Briefs	102.67(a); 102.69(f)	42; 44

TOPICAL INDEX

	Section	Page
Clarification of unit:		
Notice of hearing:		
Amendment of	102.63(b); 101.18(a)	39; 129
Service of	102.63(b)	39
Withdrawal of	102.63(b)	39
Conduct of	102.64(a); 101.20(c)	39; 132
Consent election determined by Bd:		
Direction of hearing by RD:		
Appeal from	102.69(h)	48
Consolidation with ULP proceeding	102.69(h); 101.19(b)	48; 132
Constituting transfer of case to Bd	102.69(h); 101.19(b)	48; 132
Exceptions to report	102.69(h); 101.19(b)	48; 132
Answering brief	102.69(h)	48
Exceptions to report on objections to	102.69(e); 101.19(b)	48; 132
Continuance of	102.64(b)	40
Deauthorization election	102.86; 101.30(a)	56; 139
Evidence:		
Introduction of	102.66(a); 101.20(c)	41; 132
Rules of evidence not controlling	102.66(a)	41
Stipulation of facts admissible	102.66(a); 101.20(c)	41; 132
Witnesses, examination of	102.66(a)	41
Expedited election—Section 8(b)(7)	102.77(b); 101.23(c)	52; 136
Health Care Industry:		
Appropriate bargaining units	103.30	158
Hearing officer:		
No recommendations made by	102.66(e); 101.21(b)	42; 133
Powers and duties of	102.64(a)	39
Substitution of	102.64(a)	39
Intervention, motion for:		
Contents of	102.65(b)	40
Rulings on	102.65(b)	40
Misconduct by Attorneys or Party Representatives	102.177	112
Motions	102.65(a)	40
Rehearing for	102.65(e)	41
Waiver of right to make	102.65(d)	41
Notice of:		
Amendment of	102.63(a)	39
Service of	102.63(a); 101.20(b)	39; 132
Withdrawal of	102.63(a)	39
Objection to conduct of:		
How made	102.66(b)	42
Not waived by further participation	102.66(b)	42
Oral argument	102.66(d); 101.20(c)	41; 130
Parties, rights of:		
Appearance	102.66(a)	41
Postelection—objections to election:		
Determination by RD	102.69(d)	47
Exceptions to report on:		
Brief in support of	102.69(d)	47
Brief opposing supporting brief	102.69(d)	47
Filing of	102.69(d)	47
Recommendations of hearing officer	102.69(d)	47
Service of report	102.69(d)	47

TOPICAL INDEX

	Section	Page
Rulings on motions:		
Appeal from	102.65(c)	40
Waiver of objections to	102.65(d)	41
Subpoena:		
Application for	102.66(c)	42
Revocation, petition for	102.66(c)	42
Witnesses:		
Payment of fees	102.66(f)	46
Hearing—ULP proceeding:		
Adjournment	102.43	26
Briefs:		
Extension of time for	102.42	26
Filing of	101.10(a)	123
Notice of request for extension of time	102.42	25
Change of date or place	102.16	13
Conduct of	102.34; 101.10	23; 123
Continuance	102.43	26
Evidence:		
Duplicates required for documents	102.38	25
Rules of evidence controlling	102.39; 101.10(a)	25; 123
Stipulation of fact admissible	102.40	25
Extension of date	102.16	13
Misconduct by Attorneys or Party Representatives	102.177	112
Notice of	102.15	13
Objection to conduct of:		
How made	102.41	25
Not waived by further participation	102.41	25
Oral argument	102.42; 101.10(a), (b)(2)	25; 123
Parties, rights of	102.38; 101.10(a)	25; 123
Public hearings	102.34; 101.10(a)	23; 123
Rehearing, motion for	102.48(d)	31
Replacement of ALJ	102.34	23
Transfer to Bd	102.50	31
Immunity of witness	102.31(c)	20
Injunctions:		
Application for temporary relief or restraining order under 10(j) and (l)	101.37	143
Dismissal of complaint in 10(j) case:		
Report to district court	102.94(b); 101.38	59; 143
Expeditious processing of 10(j) cases:		
Expeditious processing of 10(l) cases:		
Priority of, in successive stages following is- surance of complaint	102.97(a)	59
Expeditious processing of 10(m) cases:		
Priority of, in successive stages following issuance of complaint	102.97(b)	59

TOPICAL INDEX

	Section	Page
Priority of cases pursuant to 10(l)	102.95(a); 101.32	59; 141
Priority of cases pursuant to 10(m)	102.95(b)	59
Prompt issuance of complaint in cases pursuant to 10(l)	102.96	59
Inspector General:		
Investigative files	102.117(m),(n)	80
Intervention:		
Advisory opinion:		
Filing of motion for intervention	102.102; 101.40(b)	60; 144
Complaint cases:		
Motion to intervene:		
Filing during hearing	102.29	18
Filing prior to hearing	102.29	18
Requisites	102.29	18
Ruling on motion	102.29	18
Declaratory order:		
Motion for	102.109; 101.43(b)	61; 145
Representation proceeding	102.65(b)	40
Jurisdiction of Board:		
Colleges and universities	103.1	148
Horse racing and dog racing	103.3	151
Symphony orchestras	103.2	150
Jurisdictional dispute:		
Adjustment by parties, effect of	102.93; 101.33	58; 141
Charge:		
Dismissal of	102.91; 101.33	57; 141
Filing of	102.89; 101.31	57; 141
Investigation of	102.89; 101.33	57; 141
Noncompliance with 10(k) determination, effect of	102.91; 101.36	57; 142
Priority of	102.89; 101.32	57; 141
Service of notice of	101.31	141
Failure of parties to adjust	102.93; 101.34	58; 141
Hearing, 10(k) proceeding:		
Conduct of	102.90; 101.34	57; 141
Notice of	102.90; 101.33	57; 141
Service of notice of	102.90; 101.33	57; 141
Injunctive relief under 10(l)	102.89; 101.37	57; 143
10(k) proceeding:		
Briefs, filing of	102.90; 101.35	57; 142
Determination by Bd	102.90; 101.35	57; 142
Extension of time to file brief	102.90	57
National defense cases	102.90; 101.35	57; 142
Review of Bd determination	102.92	58
Transfer of to Bd	102.90; 101.34	57; 141
Jurisdictional questions—Informal opinions	101.41	144
Jurisdictional standards—see Advisory opinions		
Misconduct by Attorneys or Party Representatives	102.177	112
Motion—representation case:		
Contents of	102.65(a)	40
Dismissal of petition	102.65(a)	40
Filing of	102.65(a)	40
Form of	102.65(a)	40

TOPICAL INDEX

	Section	Page
Intervention, for	102.65(b)	40
Production of statement of witness who has testified	102.118	85
Rehearing	102.65(e)	41
Reopening of record	102.65(e)	41
Ruling on	102.65(a)	40
Appeal from	102.65(c)	40
Service of	102.65(a)	40
Waiver of right to make	102.65(d)	41
Motion—ULP proceeding	102.23	15
Amendment of answer	102.23	15
Amendment of complaint	102.17	13
Contents	102.24	16
Deposition, suppression of	102.30(e)	20
Dismissal of charge	102.9	11
Dismissal of complaint:		
Review of granting	102.27	17
Time limitation	102.27	17
Extension of date for VIP hearing	102.16	13
Extension of time for filing answer	102.22	15
Filing after transfer of case to Bd	102.27	13
Incorporation into record	102.26	17
Intervention	102.29	18
Late filing	102.111(c)	63
Production of statement of witness who has testified:		
Agents prohibited from producing statement	102.118(a)	85
Claim that statement not producible:		
Preservation of statement when portion withheld	102.118(b)	86
In camera inspection of statement	102.118(b)	86
Definition of statement	102.118(c), (d)	86
Failure to comply with production order:		
Striking of witness' testimony	102.118(b)	86
Reconsideration, for	102.48(d)	31
Rehearing, for	102.48(d)	31
Reopening of record, for	102.48(d)	31
Ruling by ALJ	102.25	17
Reservation of	102.25	17
Ruling on:		
Board consideration if exception made to	102.26	17
Not appealable directly to Bd without special permission	102.26	17
Service of	102.24	16
Severance of proceedings	102.33	22
Summary judgment procedures	102.24(b)	16
Where to file:		
After hearing and before transfer of case to Bd	102.25	17
During hearing	102.24	16
Prior to hearing	102.24	16
Withdrawal of charge	102.9	11

TOPICAL INDEX

	Section	Page
Withdrawal of complaint	102.18	13
Objections:		
Hearing—representation, conduct of	102.66(b)	41
Hearing—ULP, conduct of	102.41	25
Rulings by ALJ:		
When appealable directly to Bd	102.26	17
Objections to elections:		
Consent election determined by Bd:		
Board determination when no exceptions to		
report	102.69(c)	45
Direction of hearing by RD	102.69(h); 101.19(b)	48; 131
Constituting transfer of case to Bd	102.69(h); 101.19(b)	48; 131
Exceptions to hearing officer’s postelection report:		
Brief in support of	102.69(e)	47
Brief opposed to	102.69(e), (h)	47; 53
Filing of	102.69(e), (h)	47; 53
Exceptions to report by RD:		
Brief in support of	102.69(c)	46
Brief opposing supporting brief	102.69(c)	46
Filing of	102.69(c); 101.19(b)	46; 131
Report by RD	102.69(c); 101.19(b)	46; 131
Consolidation with challenges	102.69(c)	46
Contents of	102.69(a)	45
Deauthorization election	101.29	139
Decision by RD	102.69(c); 101.19(a)(4); 101.21(c)	45; 130; 133
Evidence in support of	102.69(a)	45
Exceptions to report:		
Extension of time for filing	102.69(c)	46
Expedited election—Section 8(b)(7):		
Appeal from RD’s rulings on objections to	102.78; 101.23(b)	53; 135
Finality of RD’s rulings on objections to	102.78; 101.23(b)	53; 135
Filing of	102.69(a)	45
Hearing on:		
Exceptions to report:		
Brief in support of	102.69(d)	47
Brief opposing supporting brief	102.69(d)	47
Filing of	102.69(d)	47
Determination by RD	102.69(d)	47
Report of	102.69(d)	47
Investigation of	102.69(c); 101.19(a)(4)	46; 130
Report by RD	102.69(c); 101.21(c)	46; 133
Service of	102.69(a)	45
Timeliness of filing	102.69(a)	45
Orders:		
Board and RD:		
Index of:		
Inspection and copying of	102.117(a)	68
Compliance with terms of	101.13	125

TOPICAL INDEX

	Section	Page
Conferences necessary to effect compliance	101.13(a)	125
Continuing nature of	101.13	125
Copies available on request	102.117(a)	68
Incorporation into record	102.26	17
Inspection of	102.117(b)	69
Judicial review of	101.14	126
Signature:		
By whom	102.116	77
Subsequent violations of, effect of	101.13	125
Transferring case to Bd	102.45(a)	27
Party:		
Definition	102.8	9
Participation limited to interest	102.8	9
Rights of, at hearing	102.38; 101.10	25; 123
Petition—advisory opinion:		
Contents of:		
State court or agency	102.99(a); 101.39	60; 144
Copies of	102.99(b)	70
Response to	102.101; 101.40(c)	60; 144
Service of	102.100; 101.40(a)	70; 144
Service of response to	102.101	70
Where to file:		
Parties to state proceedings	102.98; 101.39	59; 142
Who may file:		
Parties to state proceedings	102.98; 101.39	59; 142
State court or agency	102.98; 101.39	59; 142
Withdrawal of	102.104; 101.39	61; 142
Petition—declaratory order:		
Contents of	102.106; 101.42(b)	61; 143
Response to	102.108; 101.43(a)	61; 143
Service of	102.107; 101.43(a)	61; 143
Service of response to	102.108	61
When may be filed	102.105; 101.42(a)	61; 143
Where to file	102.105; 101.42(b)	61; 143
Who may file	102.105; 101.42(b)	61; 143
Withdrawal of	102.105; 101.42(b)	61; 143
Petition—representation case:		
Amendment of certification:		
Amendment of petition prior to and during		
hearing	101.18(a)	129
Appeal from dismissal of	101.18(c)	129
Contents of	102.61(e); 101.17	38; 128
Dismissal of petition for failure to make		
available necessary facts	101.18(c)	129
Investigation of petition for	102.63(b); 101.18(a)	39; 129
Where to file	102.60(b); 101.17	36; 128
Who may file	102.60(b); 101.17	36; 128
Withdrawal of	102.60(b); 101.18(b)	36; 129

TOPICAL INDEX

	Section	Page
Certification:		
Amendment of petition prior to and during hearing	101.18(a)	129
Appeal from dismissal of	101.18(c)	129
Contents of when filed by employer	102.61(b); 101.17	36; 128
Contents of when filed by, or in behalf of, employees	102.61(a); 101.17	36; 128
Dismissal of petition for failure to make available necessary facts	101.18(c)	129
Evidence of representation required when filed by union	101.17	128
Form of	102.60(a)	36
Investigation of petition for	101.18(a)	129
Proof of demand required when filed by employer	101.17	128
Where to file	102.60(a); 101.17	36; 128
Who may file	102.60(a); 101.17	36; 128
Withdrawal of petition for	102.60; 101.18(b)	36; 129
Clarification of unit:		
Amendment of petition prior to and during hearing	101.18(a)	129
Contents of petition for	102.61(d); 101.17	38; 128
Dismissal of petition for failure to make available necessary facts	101.18(c)	129
Investigation of petition for	102.63(b); 101.18(a)	39; 128
Appeal from dismissal of	101.18(c)	129
Where to file	102.60(b); 101.17	36; 128
Who may file	102.60(b); 101.17	36; 128
Withdrawal of	102.60(b); 101.18(b)	36; 129
Deauthorization election:		
Contents of	102.84; 101.26	55; 138
Dismissal of	102.88; 101.27(c)	56; 138
Evidence of authorization	101.26	138
Form of	102.83; 101.26	55; 138
Investigation of	102.85; 101.27(a)	55; 138
Thirty-percent rule	102.83; 101.26	55; 138
Where to file	102.83; 101.26	55; 138
Who may file	102.83; 101.26	55; 138
Withdrawal of	102.83; 101.27(b)	55; 138
Decertification:		
Amendment of petition prior to and during hearing	101.18(a)	129
Appeal from dismissal of	101.18(c)	129
Contents of petition for	102.61(c); 101.17	37; 128
Dismissal of petition for failure to make available necessary facts	101.18(c)	129
Evidence of representation required when filed by union	101.17	128
Form of petition for	102.60	36
Investigation of petition for	101.18(a)	129
Proof of lost majority required when filed by employer	101.17	128

TOPICAL INDEX

	Section	Page
Where to file	102.60(a); 101.17	36; 128
Who may file	102.60(a); 101.17	36; 128
Withdrawal of	102.60(a); 101.18(b)	36; 129
Dismissal of:		
Motion for	102.65(a)	40
Request for extension of time to file request for review	102.71; 101.18(c)	50; 128
Request for review	102.71; 101.18(c)	50; 129
Health Care Industry:		
Appropriate bargaining units	103.30	158
Initial filing with GC	102.72	51
Investigation of	102.63; 101.18(a)	39; 129
Petition filed concurrently with 8(b)(7) charge:		
Appeal from dismissal of	102.80(a); 101.25	53; 137
Service of	101.25	137
Contents of	102.76; 101.23(a)	52; 135
Dismissal of	102.80(a); 101.25; 101.23(b)	53; 137, 135
Investigation of	102.77(a); 101.23(a)	52; 135
Transfer, consolidation, and severance	102.82	54
Where to file	102.76 101.23(a)	52; 135
Who may file	102.76; 101.23(a)	52; 135
Service of	102.72	51
Transfer of	102.63; 101.20(b)	39; 132
Prohibition of former regional employees in cases pending in Region during employment	102.119	87
Prohibition of former Washington staff employ- ees in cases pending during employment	102.120	87
Postal Reorganization Act:		
Exceptions	102.135(c)	95
Inconsistencies	102.135(b)	95
Matters within authority of Board	102.135(a)	95
Privacy Act:		
Exemptions	102.117(o),(q)	81, 83
Record of case:		
Certification of copies	102.117(a)	68
Certification of copies upon request	102.117(b)	68
Confidential:		
Not subject to inspection by public	102.117(a)	68
Definitions	102.117(d)	72
Inspection of:		
Application for	102.117(a)	68
By whom	102.117(a)	68
Confidential	102.117(a)	68
Denial of application for	102.117(a)	68
Where	102.117(a)	68
Inspection and copying of	102.117(b)	69
Representation proceeding:		
Contents of	102.68; 102.69(f)	45; 52
Transfer to Bd	102.68; 101.21(b)	45; 133
Transmittal of record to Bd	102.69(f); 101.21(b)	47; 133
Unfair labor practice proceeding:		
Contents of	102.45(b)	27
Records:		
Disciplinary Case Files	102.117(p), (q)	83

TOPICAL INDEX

	Section	Page
Documents exempted from availability under 5 U.S.C. §552(b)	102.117(e)	76
Documents not part of official record:		
Confidential	102.117(b)	69
Final votes of Bd Members:		
Inspection and copying of	102.117(a)	68
Internal management, pertaining to:		
Subject to inspection only by special permis- sion	102.117(b)	69
Inspector General	102.117(m),(n)	80
Opinions and orders of Bd:		
Inspection and copying of	102.117(a)	68
Orders not enumerated:		
Application for	102.117(c)	69
Denial of application for	102.117(c)	69
Production of pursuant to subpoena:		
Board employees, by Bd	102.118	85
Motion to quash by Bd employee	102.118	85
Staff manuals and instructions affecting public:		
Inspection of	102.117(a)	68
Refusal to issue or reissue complaint	102.19; 101.6; 101.9(c)	13; 121; 122
Remedial Order Provisions:		
Offers of reinstatement to employees in armed forces	103.100	160
Rules and regulations (generally):		
Amendment:		
Petition for	102.124	90
Amendment or rescission of	102.123	90
Computation of time:		
Generally	102.111(a)	63
Late filing	102.111(c)	63
Time for filing document with Bd	102.111(b)	63
Inspection of	102.117(b)	63
Issuance:		
Petition for	102.124	90
Liberal construction of	102.121	88
Petition to amend, repeal, or issue:		
Action on	102.125	90
Notice of denial of	102.125	90
Repeal:		
Petition for	102.124	90
Who may petition to amend, repeal, or issue	102.124	90
Runoff election:		
Ballot, choices on	102.70(c)	49
Conduct of	102.70(a)	49
Eligibility to vote	102.70(b)	49
Initial election a nullity:		
Effect of	102.70(d)	49
When declared	102.70(d)	49
None in deauthorization election	101.29	139
Only one permitted	102.70(a)	49
Postelection procedure	102.70(e)	50

TOPICAL INDEX

	Section	Page
When held	102.70(a); 101.21(e); 101.23(3)	49; 134 135
Section 8(b)(7):		
Charge:		
Contents of	101.22(a)	135
Filing of	101.22(a)	135
Investigation of	102.73; 101.22(a)	52; 135
Priority of	102.73	52
Resumption of investigation when petition dismissed	102.81(b); 101.24(b)	54; 137
Suspension of proceeding charge for inves- tigation of timely petition	102.75; 101.22	52; 135
Transfer, consolidation, and severance	102.84	55
Complaint:		
Appeal from refusal to issue when election directed	102.81(a); 101.24(a)	54; 137
Appeal of denial to issue	102.74; 101.22(b)	52; 135
Denial of issuance	102.74; 101.22(b)	52; 135
Issuance of	102.74; 101.22(b)	52; 135
Refusal to issue when election directed	102.81(a); 101.24(a)	54; 137
Refusal to issue upon charge related to 8(b)(7) charge:		
Appeal to GC from	102.81(c)	54
Consent election agreement	102.79; 101.23(d)	53; 136
Expedited election:		
Appeal from RD's rulings on objections	102.78; 101.23(b)	53; 135
Direction by Regional Director	102.77(b); 101.23(b)	53; 135
Finality of ruling by RD on objections	102.78; 101.23(b)	53; 135
Procedure for	102.78; 101.23(b)	53; 135
Removal of labor organization from ballot		
not allowed without special permission	102.78	53
Request to review RD's denial of hearing	102.80(c); 101.23(b)	53; 135
When not warranted, procedure of	102.80(b); 101.25	53; 137
Expedited election—hearing:		
Briefs filed only with special permission	102.77(b); 101.23(c)	52; 136
Conduct of	102.77(b); 101.23(c)	52; 136
Request for review, prompt filing of	102.77(b); 101.23(c)	52; 136
Service of notice of	102.77(b); 101.23(c); 101.20(b)	52; 136, 132
When held	102.77(b); 101.23(b), (c)	52; 137
Petition filed concurrently with charge:		
Appeal from dismissal of	102.80(a); 101.25	53; 137
Contents of	102.76; 101.23(a)	52; 135
Dismissal of	102.80(a); 101.25; 101.23(b)	53; 137; 135
Investigation of	102.77(a); 101.23(a)	52; 135
Transfer, consolidation, and severance	102.82	54
Where to file	102.76; 101.23(a)	52; 135
Who may file	102.76; 101.23(a)	52; 135
Service:		
Acknowledgment of filing of appeal from RD's		

TOPICAL INDEX

	Section	Page
refusal to issue or reissue complaint	102.19(a)	13
Additional service on attorneys	102.113(b)	64
Answer	102.21	15
Appeal from dismissal of petition filed concurrently with 8(b)(7) charge	101.25	137
Appeal from RD’s rulings on objections to expeditied election	101.23(b)	135
Backpay specification	102.52	33
Backpay specification, answer to	102.54(a)	33
Board processes and papers:		
Proof of service	102.113(e)	63
Personal	102.113(a)	63
Substituted:		
At place of business	102.113(a)	63
Certified mail permissible	102.113(a)	63
Registered mail	102.113(a)	63
Telegraph	102.113(a)	63
Service of final orders and decisions	102.113(b)	63
Service of subpoenas.....	102.113(c)	63
Service of other documents	102.113(d)	63
Service upon representatives of parties.....	102.113(f)	63
Briefs to ALJ	102.42	25
Briefs—representation case:		
Filed with Bd	102.67(g)	44
Briefs— (representation case) request of extension to file:		
Subsequent to transfer of case to Bd	102.67(i)	44
Charge.....	102.14; 101.4	12; 120
Complaint	102.15	13
Computation of time	102.111(a)	63
Date of	102.112	64
Decision, RD—representation case:		
Opposition to request for review of	102.67(e)	43
Decision, ALJ	102.45(a); 101.11(b)	27; 125
Declaratory order, petition for	102.107; 101.43(a)	61; 145
Response to	102.108	61
Depositions:		
Application for	102.30(a)	19
Orders	102.30(a)	19
Dismissal of petition—representation case:		
Request for extension of time to file request for review	102.71	50
Request for review	102.71	50
Exceptions to hearing officer’s postelection report	102.69(d), (e), (h)	47; 48; 53
Answering brief	102.69(d), (e), (h)	47, 48, 53
Exceptions to RD’s postelection report	102.69(c)	46
Answering brief	102.69(c)	46
Exceptions—ULP proceeding	102.46(j)	29
Facsimile transmissions	102.114(a) (f), (g), (h)	63; 64; 65
Form of papers:		
Type size	102.114(d)	64

TOPICAL INDEX

	Section	Page
Filing of proof of:		
When necessary	102.114(e)	64
Hearing officer’s postelection report	102.69(d), (e)	51; 51
Late filing—certain documents in ULP proceed- ing	102.111(c)	63
Motions to intervene—ULP proceeding	102.29	18
Motion—ULP proceeding	102.24	16
After transfer of case to Bd	102.47	30
Notice of filing of charge in jurisdictional dis- pute case	101.31	141
Notice of hearing on amendment of certification	102.63(b)	39
Notice of hearing on clarification of unit	102.63(b)	39
Notice of hearing on deauthorization petition	101.30(a)	139
Notice of hearing on exceptions to postelection report	102.69(c)	46
Notice of representation hearing	102.63; 101.20(b)	39; 132
Objections to election	102.69(a)	45
Oral argument, request for—ULP proceeding	102.46(i)	29
Party, by:		
Certified mail	102.114(b)	64
Proof of service	102.114(b)	64
Registered mail	102.114(b)	64
Petition for advisory opinion	102.100; 101.40(a)	60; 144
Petition for representation proceeding	102.63	39
Regional Director’s postelection report	102.69(c)	46
Request for extension of time to file excep- tions-ULP proceeding	102.46(a)	28
Request for review of RD’s decision in rep- resentation case	102.67(b)	43
Request to appeal from rulings on motions— ULP proceeding	102.26	17
Response to petition for advisory opinion	102.101	60
Revocation of subpoena, petition for—ULP pro- ceeding	102.31(b)	20
Rulings on motions to intervene—ULP pro- ceeding	102.29	18
Rulings on motion—ULP proceeding	102.25	17
Settlement agreements—formal and informal	101.9(c)	122
Statement of	102.114(c)	65
Settlement:		
Offers of, prior to ULP hearing	102.51	32
Settlement, formal:		
Appeal from ALJ ruling	101.9(d)	123
Approval by RD notwithstanding objections by		
Charging party	101.9(c)	122
Service of	101.9(c)	122
Approval by ALJ	101.9(d)	123
Consent to court judgment enforcing Bd order	101.9(d)	123
Final approval by Bd	101.9(d)	123
Further statement of objections	101.9(d)	123
Objections by charging party	102.19; 101.9(c)	14; 122
Objections stated in writing or on record	101.9(d)	123

TOPICAL INDEX

	Section	Page
Review by GC, of RD’s approval of	101.9(c)	122
Waiver of right to hearing	101.9(b)	122
When appropriate	101.9(a)	122
Settlement, informal:		
After issuance of complaint:		
Appeal to Bd from ALJ ruling	101.9(d)	123
Appeal to GC from refusal to reissue	102.19; 101.9(c)	13; 122
Approval by RD notwithstanding objections	101.9(c)	122
Service of	101.9(c)	122
Approval by ALJ	101.9(d)	123
Failure to comply—further proceedings	101.9(c)	122
Not subject to Bd approval	101.9(b)	122
Objections by charging party	102.19; 101.9(c)	13; 122
When appropriate	101.9(a)	122
Withdrawal of complaint	101.9(b)	122
Before issuance of complaint:		
Appeal from refusal to issue complaint	102.19; 101.6	13; 121
Approval by RD	101.7	121
Dismissal of charge	101.6	121
Formal proceedings where noncompliance	101.7	121
Objections by charging party	102.19; 101.7	13; 121
Proof of compliance	101.7	121
Severance:		
Motion for	102.33	22
Representation proceeding	102.72	51
Section 8(b)(7)	102.82	54
Subpoena—generally:		
Motion to quash:		
Board employee, by	102.118	85
Producing records pursuant to:		
Board employee, by	102.118	85
Revocation of, petition for:		
Board employee, by	102.118	85
Testimony pursuant to:		
Board employee, by	102.118	85
Subpoena—representation case:		
Application for:		
Ex parte	102.66(c)	42
Filing	102.66(c)	42
Revocation of:		
Notice of filing of petition for	102.66(c)	42
Petition for	102.66(c)	42
Ruling on petition for	102.66(a)	41
Ruling on petition to revoke:		
Incorporation into record only on request	102.66(a)	41
Subpoena—ULP proceeding:		
Application for:		
Ex parte	102.31(a)	20
Filing	102.31(a)	20
Enforcement of, upon failure to comply	102.31(d)	21
Evidence, inspection and obtaining of:		
Investigative stages	102.31(c)	20

TOPICAL INDEX

	Section	Page
Public proceedings	102.31(c)	20
Form of	102.31(a)	20
Granting of	102.31(a)	20
Issuance of	102.31(a)	20
Revocation of:		
Filing of petition	102.31(b)	20
Notice of filing of petition for	102.31(b)	20
Petition for	102.31(b)	20
Ruling, grounds for	102.31(b)	20
Ruling on motion to revoke:		
Incorporation into record only on request	102.26	17
Summary Judgment:		
Procedures	102.24(b)	16
Telegraph Merger Act:		
Enforcement	102.122	89
Time, computation of—see Rules and Regulations		
Transfer:		
Case to Bd after ALJ decision	102.45(a); 101.11(b)	27; 125
Charge	102.33	22
Hearing (ULP) to Bd	102.50	31
Investigatory proceedings	102.33	22
Representation proceeding:		
From Region to Region	102.72	51
From RD to Bd	102.67(h); 101.21(b)	44; 133
Briefs, extension of time to file	102.67(i)	44
Briefs, filing of	102.67(i); 101.21(b)	44; 133
From RD to GC	102.72	51
Section 8(b)(7)	102.82	54
Trial Examiner (see Administrative Law Judge)		
Trial Examiner’s Decision (see Decision, ALJ)		
Witnesses:		
Examination of, ULP hearing	102.30	19
Immunity, grant of	102.31(c)	20
Order requiring testimony	102.31(c)	20
Payment of fees and mileage	102.32	21
Production of statement	102.118	85
Representation hearing:		
Examination of	102.66(a)	41
Payment of fees and mileage	102.66(f)	46
Witnesses’ statements, production of:		
Postelection hearing	102.118	85
Unfair labor practice proceeding	102.118	85