



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD

REGION 9
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July 29, 2025

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Catherine F. Burgett, Attorney
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Re: BLUEOVAL SK, LLC
Case 09-RC-358016

Dear Messrs., Charny, Dictor, and Gladstone, and Ms. Burgett:

June 30, 2025, the Union filed a Request to Block the petition in the above-captioned case based on unfair labor practices charges it had filed. On July 9, 2025, I issued a letter notifying you that the petition in the above-captioned case would be held in abeyance pending the Region's investigation on the related Section 8(a)(1), (3), and (4) allegations in the unfair labor practice charges in Cases 09-CA-354419, 09-CA-360080, and 09-CA-361418. On July 23, 2025, the Employer filed a Request for Review of my approval of the Request to Block the processing of the Petition.

On July 25, 2025, the Union made a request to me to rescind its June 30 Request to Block the processing of this petition. On July 29, 2025, the Employer informed the Region that it will be withdrawing its Request for Review of my decision to block the processing of this petition. Based on the parties agreement that this petition should no longer be blocked and balancing the benefits of proceeding to election against unresolved unfair labor practices and with the Board currently lacking a quorum, I am approving the Union's request to rescind its Request to Block. Accordingly, the processing of the Petition is hereby unblocked, and the Region will immediately resume processing of the Petition.

Voter Eligibility: Eligible to vote are those in the unit who were employed during the **payroll period ending July 26, 2025**, including employees who did not work during that period because they were ill, on vacation, or temporarily laid off.

Employees engaged in an economic strike, who have retained their status as strikers and who have not been permanently replaced, are also eligible to vote. In addition, in an economic strike that commenced less than 12 months before the election date, employees engaged in such strike who have retained their status as strikers but who have been permanently replaced, as well as their replacements, are eligible to vote. Unit employees in the military services of the United States may vote if they appear in person at the polls.

Ineligible to vote are: (1) employees who have quit or been discharged for cause since the designated payroll period for eligibility, and, in a mail ballot election, before they mail in their ballots to the Board's designated office; (2) employees engaged in a strike who have been discharged for cause since the commencement thereof and who have not been rehired or reinstated before the election date; and (3) employees who are engaged in an economic strike that began more than 12 months before the election date and who have been permanently replaced.

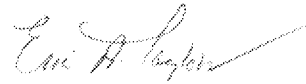
Voter List: As required by Section 102.67(l) of the Board's Rules and Regulations, the Employer must provide the Regional Director and parties named in this decision a list of the full names, work locations, shifts, job classifications, and contact information (including home addresses, available personal email addresses, and available home and personal cell telephone numbers) of all eligible voters.

To be timely filed and served, the list must be received by the Regional Director and the parties by **July 31, 2025**. The list must be accompanied by a certificate of service showing service on all parties. **The Region will no longer serve the voter list.**

Unless the Employer certifies that it does not possess the capacity to produce the list in the required form, the list must be provided in a table in a Microsoft Word file (doc or docx) or a file that is compatible with Microsoft Word (.doc or docx). The first column of the list must begin with each employee's last name and the list must be alphabetized (overall or by department) by last name. Because the list will be used during the election, the font size of the list must be the equivalent of Times New Roman 10 or larger. That font does not need to be used but the font must be that size or larger. A sample, optional form for the list is provided on the NLRB website at www.nlr.gov/what-we-do/conduct-elections/representation-case-rules-effective-april-14-2015.

When feasible, the list shall be filed electronically with the Region and served electronically on the other parties named in this decision. The list may be electronically filed with the Region by using the E-filing system on the Agency's website at www.nlr.gov. Once the website is accessed, click on **E-File Documents**, enter the NLRB Case Number, and follow the detailed instructions.

Very truly yours,



Eric A. Taylor
Regional Director

cc: Office of the Executive Secretary (by e-mail)
Office of Representation Appeals (by e-mail)

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