

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

INTERNATIONAL LONGSHOREMEN'S
ASSOCIATION, LOCAL 1526, AFL-CIO
(SOUTHEAST FLORIDA EMPLOYERS'
PORT ASSOCIATION, INC., and its
employer-members)

and

Case 12-CB-272549

DARRYL PAYNE

ORDER¹

The Respondent's Motion to Dismiss the complaint is denied. The Respondent has not demonstrated that the complaint fails to state a claim upon which relief can be granted. In addition, the Respondent has failed to establish that there are no genuine issues of material fact warranting a hearing and that it is entitled to judgment as a matter of law. Finally, we find no merit in the Respondent's contention that the complaint was untimely under Section 10(b) of the Act.

Dated, Washington, D.C., May 9, 2022.

MARVIN E. KAPLAN,	MEMBER
GWYNNE A. WILCOX,	MEMBER
DAVID M. PROUTY,	MEMBER

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.