

1 Q. All right. That's all I have for you to --
2 you haven't been asked to sign a UAW card since that
3 time, have you?

4 A. No.

5 Q. And I think you testified to this
6 previously, but just to be clear, Ms. Blackman works
7 as a vehicle processor in the yard, as well, does she
8 not?

9 A. Uh-huh. Yes.

10 MS. HENRY: That's all I have.

11 JUDGE ROSENSTEIN: Any redirect?

12 MR. DUFFY: Just briefly, Your Honor.

13 As a preliminary matter, at the outset of this hearing
14 we had issued a subpoena duces tecum for Dennis
15 Frank's phone records.

16 There was a ruling that this did not have
17 to be provided because the relevance was questionable,
18 at least at the outset of this hearing.

19 Now on cross-examination counsel for Voith
20 has raised the fact that the witness does not know who
21 called Dennis Frank.

22 So I would renew our -- our request to
23 receive that information pursuant to the initial
24 subpoena duces tecum.

25 JUDGE ROSENSTEIN: All right. Dennis

1 Frank is a -- what position does he hold?

2 MR. DUFFY: We have him alleged as
3 services line manager for vehicle processing for Voith.

4 JUDGE ROSENSTEIN: Okay. All right.
5 Tell me again when -- in the meeting with Mr. Frank,
6 when was that meeting?

7 THE WITNESS: On the lot?

8 JUDGE ROSENSTEIN: Well, when
9 Mr. Frank was -- was involved, in terms of telling you
10 about the Union, was he involved in that situation?

11 THE WITNESS: No.

12 JUDGE ROSENSTEIN: Okay.

13 THE WITNESS: He said like -- he was
14 on his phone, he said he had a little situation.

15 JUDGE ROSENSTEIN: Okay.

16 THE WITNESS: And then, like I said,
17 they all -- all the supervisors and him walked away.

18 JUDGE ROSENSTEIN: All right. Well,
19 where -- where did Frank physically was talking on his
20 telephone?

21 THE WITNESS: He was right next to us
22 on the lot. It's like a big, huge open parking lot,
23 is what we're standing in the middle of.

24 There's nothing out there. It's just a big
25 empty lot.

1 JUDGE ROSENSTEIN: All right. Well,
2 what -- what are you trying to show? If -- assuming
3 that it was someone from the UAW, potentially, that
4 might have been on the other end of the line, how does
5 that change anything based on her testimony that
6 Mr. Frank came out, he made several statements, union
7 authorization cards were distributed.

8 What -- what is your point you're trying to
9 get?

10 MR. DUFFY: I think it would just be
11 -- I mean, I think it would be corroborative of the
12 8(a)(2) allegation.

13 I don't know -- I honestly don't know.
14 Without the information I don't know who called. You
15 know, I think it might be probative if it was someone
16 from the UAW. You know, it's a broad discovery
17 standard for this kind of information. And I think it
18 would be helpful.

19 JUDGE ROSENSTEIN: Yes. But --

20 MR. WALLINGTON: Your Honor --

21 JUDGE ROSENSTEIN: -- but isn't it
22 really a fishing expedition?

23 MR. WALLINGTON: No.

24 JUDGE ROSENSTEIN: You don't know
25 what you're going to get?

1 MR. WALLINGTON: No. Your Honor --

2 JUDGE ROSENSTEIN: And how does it --

3 how -- how does it, you know, again, support?

4 She's already testified with clarity as to
5 what transpired in terms of what Mr. Hunt said. That
6 authorization cards were distributed. You've got that
7 in, you know, in the record.

8 You're arguing that it was, you know, in a
9 time when they did not have an -- an uncoerced
10 majority.

11 You've got GC40 in evidence as of April 10.
12 Recognition was granted on February 22nd. And was in
13 effect for well almost a month and a half.

14 So I still don't see why you need to have
15 telephone records. So I'm going to stand on my prior
16 ruling, because it doesn't enhance, from my
17 perspective, the General Counsel's evidence that is
18 already in the record.

19 MR. DUFFY: Okay. All right. Thank
20 you, Your Honor. I have just a few additional
21 questions.

22 JUDGE ROSENSTEIN: Go ahead.

23 REDIRECT EXAMINATION

24 BY MR. DUFFY:

25 Q. Ms. Stein, you testified you did not have a