



April 23, 2012

The Honorable Lamar Alexander
United States Senate
Washington, DC 20510

Dear Senator Lamar Alexander:

On behalf of the National Council of Chain Restaurants (NCCR), I am writing to you in support of S.J. Res. 36. This "resolution of disapproval" seeks to overturn a National Labor Relations Board (NLRB) "ambush election" regulation which would jeopardize the integrity of union workplace elections, stifle an open and transparent discussion about the merits of unionization in small businesses around the country, and suppress job creation in small and local businesses around the country. NCCR asks that you vote in favor of S.J. Res. 36 when it comes up for a vote in the Senate this week.

The NLRB ambush election rule would unnecessarily and radically shorten the time frame for workplace elections to determine if employees wish to be represented by a union. Rushed elections conducted under these conditions would allow union organizers to conduct stealth organizing campaigns for months in advance targeting unsuspecting employees (and employers) and would unfairly restrict the ability of a business owner to discuss this vitally important issue with their employees prior to such an election.

The ambush election edict is just one example of the biased gambits that the NLRB is promoting in an attempt to reward union organizers at the expense of small businesses and their employees. This rule should not be viewed in isolation from other related NLRB and administration actions which include requiring a controversial new "union rights" poster in all private workplaces, promoting the creation of kudzu-like "micro-unions" in all business establishments, and the notorious recess appointments of an unbalanced slate of new NLRB members. Taken together, these schemes are structured to implement significant aspects of the discredited card check legislation known as the "Employee Free Choice Act (EFCA)."

The U.S. Senate and the NLRB should recognize that partisan politics, high unemployment and gratuitous regulations targeting job creators don't mix when it comes to solving our nation's economic problems. S.J. Res.36 is a necessary first step toward curbing the NLRB's excesses which NCCR wholeheartedly supports. Thank you for considering these views.

Sincerely,

Robert J. Green
Executive Director