

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

In Re: Request for Rulemaking Regarding
Reconsideration of *IBM Corp.*,
341 NLRB 1288 (2004)

ORDER

By letter dated November 15, 2016, Charles S. Strickler, Jr. (Petitioner) filed a request with the National Labor Relations Board, asking it to use its rulemaking power to reverse the Board's decision in *IBM Corp.*, 341 NLRB 1288 (2004), and extend *Weingarten*¹ rights to nonunion employees. After consideration of the request, the Board has decided not to exercise its discretionary authority to engage in rulemaking at this time with respect to this issue.

Dated, Washington, D.C., May 3, 2017

Philip A. Miscimarra,	Chairman
Mark Gaston Pearce,	Member
Lauren McFerran,	Member

¹ *NLRB v. J. Weingarten, Inc.*, 420 U.S. 251 (1975).