



ballots, finding that one of the voters is not an agricultural employee within the meaning of Labor Code §1140.4(b) and as to the other five, determining that these voters are supervisors within the meaning of Labor Code §1140.4(j). Regarding the remaining eight challenged ballots, the Regional Director recommended overruling these, determining that the people who voted these ballots were not supervisors within the meaning of Labor Code §1140.4(b) and therefore eligible to vote.

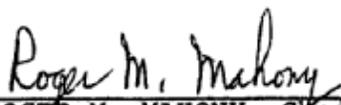
On November 27, 1975, according to their own statement which takes exception to the Regional Director's report, the United Farm Workers of America, AFL-CIO (UFW) received the Report on Challenged Ballots. On December 10, 1975, it filed with the Board Exceptions to the Report on Challenged Ballots.

Inasmuch as 8 Cal. Admin. Code §20365 (f) requires a party to file its exceptions to the Regional Director's report within five days after receipt of the report, we find the UFW's filing herein untimely. Consequently, the conclusions and recommendations set forth in the Regional Director's report are final.

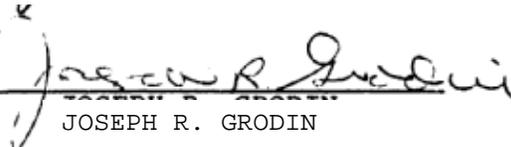
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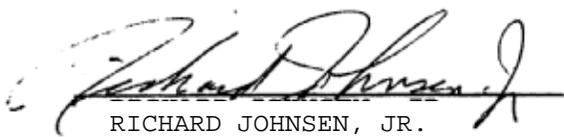
It is therefore ordered that the Regional Director issue an amended tally in conformity with his report.

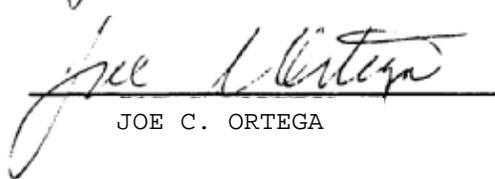
Dated: January 7, 1976

  
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ROGER M. MAHONY, Chairman

  
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LEROY CHATFIELD

  
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JOSEPH R. GRODIN

  
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RICHARD JOHNSEN, JR.

  
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JOE C. ORTEGA