

Major Developments under the National Labor Relations Act Amid the Resurgence of Organized Labor

Rod Tanner Robert Sheeder

31st Annual Labor and Employment Law Conference | May 30, 2024 | Austin, Texas

1

National Labor Relations Board & General Counsel



Lauren McFerran (D)
Chair
Term Expiration – December 16, 2024



David Prouty (D)

Member
Term Expiration – August 2026



Marvin Kaplan (R)

Member

Term Expiration – August 27, 2025



Vacant Republican Member Seat



Gwynne Wilcox (D) *Member*Term Expiration – August 27, 2028



Jennifer Abruzzo (D)

General Counsel

Term expiration – July 22, 2025



2

National Labor Relations Board and General Counsel – Cont.

- May 23, 2024 President Biden announced two five-year NLRB appointments.
 - Lauren McFerran, current Chair, with a team expiring December 2024 renewed.
 - Previously appointed as NLRB member in 2014 and designated Chair in 2021.
 - Joshua L. Ditelberg as a Republican NLRB member.
 - A Partner at Seyfarth Shaw LLP in Chicago, Illinois.
 - Magna Cum Laude from University of Michigan Law School

024 re-election pitch to union member rally since launching his campaign i

Ripped from the **Headlines**

US sees union boor companies' aggres

Wins for Amazon and Starbucks wo movement surging after years of de been fierce

Right Now Is the Most Exciting Moment to Join the Labor **Movement in Decades**

Unionization increased l

Tens of n couldn't

200, CAmerica's seeing a historic surge in worker organizing. Here's how to

> **ANALYSIS: Labor's Triumphant** Organizing Year May Not Be Its Last

Privileged & Confidential

UPDATE: Current Labor Relations Landscape

- Increased Employee
 Activism
- Tight Labor Markets
- Record Favorability Toward Unions
- Major Union Organizing Successes

- Significant Collective Bargaining Settlements
- Increased Strike Activity
- Pro-Union Biden
 Administration
- Unprecedented NLRB Decisions

5

5

UPDATE: Current Labor Relations Aantiscope



Increased Employee Activism



Significant Collective Bargaining Settlements



Tight Labor Markets



Increased Strike Activity



Record Favorability Toward Unions



Pro-Union Biden Administration



Major Union Organizing Successes



Unprecedented NLRB Decisions

6





Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the <u>UT Law CLE eLibrary (utcle.org/elibrary)</u>

Title search: Major Developments Under the NLRA Amid the Resurgence of Organized Labor

Also available as part of the eCourse 2024 Labor and Employment Law eConference

First appeared as part of the conference materials for the $31^{\rm st}$ Annual Labor and Employment Law Conference session "Major Developments Under the NLRA Amid the Resurgence of Organized Labor"