

the Division of Information. Regional offices make copies available to the public by placing them on a table at or near the entrance to the regional office for a period of approximately 30 days; thereafter, copies are furnished on request.

The Division of Information also issues and distributes a weekly summary of NLRB cases, which includes a digest of every unfair labor practice case decision and order of the Board. Any interested individual or organization may receive the weekly summary upon request. The weekly summary contains the notice that a full text copy of any case summarized may be requested from the Division of Information.

Question 4. In what types of cases does your agency refrain from publishing interim and final opinions or orders where, in the opinion of your agency, good cause requires they be held confidential, pursuant to section 3(b) of the Administrative Procedure Act or other authority?

Answer. This is not applicable since the agency does not classify any of its decisions as confidential.

Question 5. In what circumstances are unpublished opinions and orders cited or used as precedents in other proceedings?

Answer. There are no circumstances in which unpublished Board decisions or orders are cited as precedent for other proceedings.

Question 6. What is the procedure for making available to the general public the records and files, interpretations, and legal opinions of your agency?

Answer. The official records and formal files of this agency are available for public inspection at any time upon request—see section 102.117 of the rules and regulations. We do not have any special issuances of “interpretations and legal opinions” as such, although they may be contained in Board decisions (in which case, see item 3 above).

Question 7. What limitations are placed upon the availability of records and files to the general public, either by statute, rule or practice?

Answer. Limitations placed on the availability of files, records, etc. are set forth in sections 102.117 and 102.118 of the Board’s Rules and Regulations (as authorized by 60 Stat. 237, 1946, 5 U.S.C. sec. 1001 et seq.).

Question 8. In what circumstances are private parties dealing with your agency required in any manner to resort to organization or procedure not published in the Federal Register (see sec. 3(a) of the Administrative Procedure Act)?

Answer. None.

Question 9. In what types of cases has your agency refrained from publishing rules where there is involved any function of the United States requiring secrecy in the public interest, pursuant to section 3(1) of the Administrative Procedure Act or other authority?

Answer. None.

Question 10. In what circumstances has your agency refrained from publishing rules where there is involved any matter relating solely to internal agency management, pursuant to section 3(2) of the Administrative Procedure Act or other authority?

Answer. None.

Question 11. What is your agency’s definition of “official record” as used in section 3(c) of the Administrative Procedure Act?

Answer. The designation of the “official record” as used by this agency is defined in sections 102.45 and 102.68 of the Board’s Rules and Regulations as follows:

102.45(b). The charge upon which the complaint was issued and any amendments thereto, the complaint and any amendments thereto, notice of hearing, answer, and any amendments thereto, motions, rulings, orders, the stenographic report of the hearing, stipulations, exhibits, documentary evidence, and depositions, together with the trial examiner’s decision and exceptions and any cross-exceptions or answering briefs [as provided in 102.46] shall constitute the record in the [unfair labor practice] case.

102.68. The record in the [representation] proceeding shall consist of: the petition, notice of hearing with affidavit of service thereof, motions, ruling, orders, the stenographic report of the hearing and of any oral argument before the regional director, stipulations, exhibits, documentary evidence, affidavits of service, depositions, and any briefs or other documents submitted by the parties to the regional director or to the Board, and the decision of the regional director, if any.