

08-1457 NEW PROCESS STEEL V. NLRB

DECISION BELOW:546 F.3d 840

LOWER COURT CASE NUMBER: 08-3517, 08-3518, 08-3709, 08-3859

QUESTIONS PRESENTED:

Does the National Labor Relations Board have authority to decide cases with only two sitting members, where 29 U.S.C. § 153(b) provides that "three members of the Board shall, at all times, constitute a quorum of the Board"?

CERT. GRANTED 11/2/2009