



ONTARIO LABOUR RELATIONS BOARD

Labour Relations Act, 1995

OLRB Case No: 0019-24-R  
Certification (Industrial)

Canadian Union of Postal Workers, Applicant v SkipTheDishes Restaurant  
Services Inc., Responding Party

COVER LETTER

TO THE PARTIES LISTED ON APPENDIX A:

The Board is attaching the following document(s):

Decision - April 16, 2024

DATED: April 16, 2024

Catherine Gilbert  
Registrar

Website: [www.olrb.gov.on.ca](http://www.olrb.gov.on.ca)

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ONTARIO LABOUR RELATIONS BOARD

THIS IS AN OFFICIAL NOTICE OF THE BOARD

OFFICIAL NOTICES OF THE BOARD MUST NOT BE REMOVED, DEFACED  
OR DESTROYED

ALL NOTICES MUST IMMEDIATELY BE POSTED BY THE EMPLOYER (IN  
LOCATIONS WHERE THEY ARE MOST LIKELY TO COME TO THE  
ATTENTION OF EMPLOYEES OR OTHER INDIVIDUALS AFFECTED BY THE  
APPLICATION) NEXT TO THE APPLICATION, THE BOARD'S NOTICE TO  
EMPLOYEES OF APPLICATION, AND/OR THE BOARD'S DECISION

NOTICES MUST REMAIN POSTED FOR 45 BUSINESS DAYS



## **ONTARIO LABOUR RELATIONS BOARD**

OLRB Case No: **0019-24-R**

Canadian Union of Postal Workers, Applicant v **SkipTheDishes Restaurant Services Inc.**, Responding Party

**BEFORE:** Brian O'Byrne, Chair

**DECISION OF THE BOARD:** April 16, 2024

1. This is an application for certification filed under the Labour Relations Act, 1995, S.O. 1995, c.1, as amended.

2. On April 11, 2024 the Board issued a decision. It indicated in that decision that it was not prepared at that point in time to determine the various issues raised by the parties in their correspondence of April 11, 2024 nor was it prepared to delay or stop the vote that was currently in process. However, it indicated that it was prepared to consider further written submissions from the Responding Party in response to the Applicant's request for Personal Contact Information as well as any submissions by both parties that they may wish to make concerning whether, in the circumstances, the Board should order the ballot box sealed and the ballots individually segregated pending the determination of the issues raised by the parties (apart from the Applicant's request for Personal Contact Information). The parties were given until April 12, 2024 to deliver their written submissions and until April 15, 2024 to deliver any written submissions they wished to make in response.

3. Both parties availed themselves of the opportunity to make further submissions as well as responses to each other's submissions by the deadlines set by the Board. In its April 15, 2024 letter to the Board the Applicant advised that it was withdrawing its request for Personal Contact Information. In their respective letters to the Board dated April 12, 2024 each party asserted that the ballot box should be sealed and

the ballots individually segregated pending the determination of the various issues raised by the parties.

4. Having regard to the foregoing, the Board orders that the ballot box be sealed and the ballots individually segregated until the Board orders otherwise.

5. The various outstanding issues raised by the parties in their correspondence of April 11, 2024 will be dealt with at a hearing to be held on May 6, 2024. Any further submissions that either party may wish to make to the Board regarding the issue of whether the individuals on the voters list are or are not employees or dependent contractors must be made in writing (with a copy to the other party) by April 24, 2024 and any submissions in response must be made in writing (with a copy to the other party) no later than May 1, 2024.

6. I am not seized.

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"Brian O'Byrne"  
for the Board

APPENDIX A

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