

STATE OF CALIFORNIA

AGRICULTURAL LABOR RELATIONS BOARD

UNITED FARM WORKERS OF)	Case No. 2024-RM-002
AMERICA,)	
)	
Petitioner Labor Organization,)	
)	ORDER DENYING REQUEST FOR
and)	REVIEW AND MOTION TO
)	VACATE
WONDERFUL NURSERIES, LLC,)	
)	Admin. Order No. 2024-29
Employer.)	
)	(November 25, 2024)
)	

On November 11, 2024, Wonderful Nurseries, LLC (Wonderful) filed a request for review and motion to vacate in this majority support petition case involving Wonderful and the United Farm Workers of America (UFW). Wonderful challenges a notice issued by the Executive Secretary of the Agricultural Labor Relations Board (ALRB or Board) lifting a stay previously ordered in the case. The notice lifting the stay was issued pursuant to an October 24, 2024 order of the Fifth District Court of Appeal granting a writ of supersedeas staying a preliminary injunction ordered by the Kern County Superior Court. Wonderful argues that the writ of supersedeas has no effect until 30 days after its issuance (November 23, 2024) at which point it becomes “final.” The UFW filed an opposition to Wonderful’s motion, arguing that the writ of supersedeas went into immediate effect notwithstanding the 30-day finality period.

Given that the date of finality has passed, Wonderful’s motion has become moot and the Board shall deny the motion on that basis.

ORDER

PLEASE TAKE NOTICE that Wonderful's request for review and motion to vacate the Executive Secretary's notice lifting stay is DENIED as moot.

IT IS SO ORDERED.

DATED: November 25, 2024

VICTORIA HASSID, Chair

ISADORE HALL, III, Member

BARRY D. BROAD, Member

RALPH LIGHTSTONE, Member

CINTHIA N. FLORES, Member

**STATE OF CALIFORNIA
AGRICULTURAL LABOR RELATIONS BOARD**

PROOF OF SERVICE
(Code Civ. Proc., §§ 1013a, 1013b, 2015.5)

Case Name: UNITED FARM WORKERS OF AMERICA, Petitioner Labor Organization,
and,
WONDERFUL NURSERIES, LLC, Employer

Case No.: 2024-RM-002

I am over the age of 18 years and not a party to this action. I am employed in the County of Sacramento. My business address is 1325 J Street, Suite 1900-B, Sacramento, California 95814.

On November 25, 2024, I served this **ORDER DENYING REQUEST FOR REVIEW AND MOTION TO VACATE (Administrative Order No. 2024-29)** on the parties in this action as follows:

- **By Email** to the parties pursuant to Board regulations 20164 and 20169 (Cal. Code Regs., tit. 8, §§ 20164, 20169) from my business email address angelica.fortin@alrb.ca.gov:

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- **Courtesy Copy**

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Executed on November 25, 2024, at Sacramento, California. I certify under penalty of perjury that the foregoing is true and correct.

Angelica Fortin

Angelica Fortin, Legal Secretary