

STATE OF CALIFORNIA

AGRICULTURAL LABOR RELATIONS BOARD

WONDERFUL NURSERIES, LLC,)	Case No. 2024-MMC-001
)	
Employer,)	
)	
and)	ORDER DENYING REQUEST FOR
)	REVIEW AND MOTION TO
UNITED FARM WORKERS OF)	VACATE
AMERICA,)	
)	Admin. Order No. 2024-30
Petitioner.)	
)	(November 25, 2024)
_____)	

On November 11, 2024, Wonderful Nurseries, LLC (Wonderful) filed a request for review and motion to vacate in this case involving mandatory mediation and conciliation (MMC) proceedings between 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