

PROCEDURAL MATTERS
HOG 22 through 31

- 22** **Disclaimers:** A disclaimer of interest may be filed by an incumbent exclusive representative to disclaim any representational interest in a unit that is the subject of a petition pending before the Regional Director. Any disclaimer is in writing and states clearly that the recognized or certified exclusive representative no longer wishes to represent the employees in the unit for which it is the exclusive representative. To be effective, a disclaimer is made in good faith, clear and unequivocal, and leaves no doubt that a matter relating to the incumbent's representation does not exist with respect to the bargaining unit. *Department of Defense, Department of the Navy, Portsmouth Naval Shipyard, Portsmouth, New Hampshire*, 14 FLRA 76 (1984). If a labor organization that is a party to a representation hearing files a disclaimer during the hearing, the Hearing Officer recesses the hearing and calls the Regional Director for guidance (see § 2422.14(c), *CHM* 5.9, 20.1.7, and 20.9 for more information on disclaimers).

