

FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

DEC 16 2025

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

INTERNATIONAL LONGSHORE AND
WAREHOUSE UNION;
INTERNATIONAL LONGSHORE AND
WAREHOUSE UNION - LOCAL 19,

Petitioners,

v.

NATIONAL LABOR RELATIONS
BOARD,

Respondent,

INTERNATIONAL ASSOCIATION OF
MACHINISTS AND AEROSPACE
WORKERS, DISTRICT 160, LOCAL
LODGE 289,

Intervenor.

No. 23-632

NLRB No.
19-CD-269637

ORDER

PACIFIC MARITIME ASSOCIATION,

Petitioner,

v.

NATIONAL LABOR RELATIONS
BOARD,

Respondent,

No. 23-658

NLRB No.
19-CD-269637

INTERNATIONAL ASSOCIATION OF
MACHINISTS AND AEROSPACE
WORKERS, DISTRICT 160, LOCAL
LODGE 289,

Intervenor.

NATIONAL LABOR RELATIONS
BOARD,

Petitioner,

v.

INTERNATIONAL LONGSHORE AND
WAREHOUSE UNION;
INTERNATIONAL LONGSHORE AND
WAREHOUSE UNION - LOCAL 19,

Respondents,

INTERNATIONAL ASSOCIATION OF
MACHINISTS AND AEROSPACE
WORKERS, DISTRICT 160, LOCAL
LODGE 289,

Intervenor.

No. 23-780
NLRB No.
19-CD-269637

INTERNATIONAL ASSOCIATION OF
MACHINISTS AND AEROSPACE
WORKERS, DISTRICT 160, LOCAL
LODGE 289,

Petitioner,

No. 23-793
NLRB No.
19-CD-269637

v.

NATIONAL LABOR RELATIONS
BOARD,

Respondent.

MURGUIA, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that this case be reheard en banc pursuant to Federal Rule of Appellate Procedure 40(c) and Circuit Rule 40-3. The three-judge panel opinion is vacated.