UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 31

AMPERSAND PUBLISHING, LLC	)	**CASE NOS.**	**31-CA-28589**
D/B/A SANTA BARBARA NEWS-PRESS	)		**31-CA-28661**
	)		**31-CA-28667**
EMPLOYER,	)		**31-CA-28700**
	)		**31-CA-28733**
	)		**31-CA-28734**
AND	)		**31-CA-28738**
	)		**31-CA-28799**
	)		**31-CA-28889**
	)		**31-CA-28890**
GRAPHIC COMMUNICATIONS	)		**31-CA-28944**
CONFERENCE/INTERNATIONAL	)		**31-CA-29032**
BROTHERHOOD OF TEAMSTERS	)		**31-CA-29076**
	)		**31-CA-29099**
UNION.	)		**31-CA-29124**
	)		

MOTION FOR EXTENSION OF TIME TO FILE EXCEPTIONS AND BRIEF IN SUPPORT THEREOF

COMES NOW, the Respondent, Ampersand Publishing Co. d/b/a *Santa Barbara News-Press* (the "*New-Press*") pursuant to Section 102.46(a) of the National Labor Relations Board's Rules and Regulations, Series 8, as amended with this MOTION FOR EXTENSION OF TIME TO FILE EXCEPTIONS AND BRIEF IN SUPPORT THEREOF. ALJ Clifford Anderson issued his 151 page recommended decision on May 28, 2010 (the beginning of the Memorial Day holiday weekend), and it was not received by Counsel to the *News-Press* until the afternoon of June 1, 2010.

The *News-Press* respectfully requests a sixty (60) day extension of time until **August 24, 2010** to file Exceptions and a Brief in Support Thereof for the following reasons:

1. The transcript in this case is approximately 3500 pages. Time is necessary to review the transcript and formulate arguments based on the ALJ's 151 page recommended decision and order. An extension until August 24, 2010, is reasonable, under the circumstances.
2. There are approximately 750 exhibits, total, in the instant hearing. Adequate time is necessary to review the exhibits and formulate arguments based on the ALJ's 151 page recommended decision and order.
3. The Zinser Law Firm had and has the following obligations in the immediate future:
    - Negotiations outside of Philadelphia on June 1 and 2, 2010.
    - Collective bargaining negotiations in Cleveland, Ohio on June 2 through 4, 2010.
    - Negotiations in Los Angeles, California on June 3 and 4, 2010.
    - Mr. Plosa and his wife just welcomed a new child into the world on June 8, 2010. Mr. Plosa respectfully requests that all parties respect his family time, at this moment.
    - Negotiations in Spokane, Washington on June 8 and 9, 2010.
    - Negotiations in Honolulu, Hawaii on June 11 through 13, 2010.
    - A vacation for Mr. Zinser from June 12, 2010 through June 19, 2010, which has been twice rescheduled (once as a result of the instant case).
    - A reply brief due on June 18, 2010 in NLRB Case No. 17-CA-24389.
    - June 23 through 25, 2010 negotiations in New York, New York.
    - Negotiations in Hilo, Hawaii on July 1 and 2, 2010.
    - An arbitration brief due on July 2, 2010.
    - A separate arbitration brief due on July 16, 2010.
    - An August 16-19, 2010 hearing in Peoria, Illinois in NLRB Case No. 33-CA-15945 et al.

4. Cappello and Noël have the following obligations in the immediate future:

- Depositions in a class action case *Jones, et al. v. Wells Fargo*, scheduled for June 10, 14, 15 and 17 or 18, 2010.

- Preparation and filing of a Reply to Motion for Summary Judgment in private arbitration, to be filed on June 16, 2010.

- Preparation and filing of an Opposition to Motion for Stay Pending Arbitration in *California National Bank v. Malibu* to be filed on June 18, 2010.

- Attendance at a Pre-trial conference in *Cappello & Noël v. Distenfield* on June 22, 2010.

- Attendance at Status Conference in US Bankruptcy Court in case *Golkar v. Woodman Partners, LLC* on June 29, 2010.

- Prepare for and attend hearing on Motion for Stay Pending Arbitration in *California National Bank v. Malibu* on July 1, 2010.

- Complete pre-trial discovery and engage in discovery motions prior to motion deadlines in *Jones v. WF* between June 10 and July 9, 2010.

- Prepare and file Motion for Summary Judgment in *Colavincenzo v. Wilson*, the last day in which to do so is July 6, 2010.

- Prepare for and attend hearing on demurrers in *Roseville Capital v. Capital Source* on July 13, 2010.

- Last court day to file and exchange lists of pre-marked exhibits, witness lists, jury instruction requests, and proposed short statement of case to be read to jury panel in class action *Jones v. Wells Fargo* on July 14, 2010, which will require significant preparation in the weeks leading up to the last day to exchange on July 14, 2010.

- Prepare for and attend hearing on Debtor's Motion to Reject Executory Contract in *El Escorial v. Lack* on July 14, 2010.

- Prepare for and attend Final Status Conference in *Jones v. Wells Fargo* on July 19, 2010.

- Last day to file Opposition to Motion for Summary Judgment in *Jones v. Wells Fargo* on July 21, 2010, which will require significant preparation in the weeks leading up to the filing July 21, 2010.

- Prepare for and attend hearing on Motion for Summary Judgment in *Jones v. Wells Fargo* on August 4, 2010.

5. Following the conclusion of the hearing before ALJ Anderson, all parties agreed to extend the briefing schedule so that post hearing briefs were due 83 days after the close of the hearing.

6. This request is not interposed for the purposes of delay; given the size of the record, the number of exhibits, the length of the recommended decision and order, and the personal and professional obligations of all Counsel, this request is reasonable and prudent.

The *News-Press* has contacted the General Counsel and Counsel to GCC/IBT. The General Counsel has indicated that it will not oppose this request. In turn, the *News-Press* prospectively reciprocates the courtesy to the General Counsel as the *News-Press* understands the General Counsel has both personal and professional obligations in the months of August and September, 2010. GCC/IBT indicated that it would not oppose a thirty (30) day extension to file Exceptions and a Brief in Support Thereof, but opposes a sixty (60) day extension.

CONCLUSION

WHEREFORE, for the reasons explained herein, the *News-Press* respectfully requests an extension until **August 24, 2010**, to file Exceptions and Brief in Support Thereof in NLRB Case No. 31-CA-28589 et al.

DATED: June 10, 2010
Nashville, TN

Respectfully Submitted,

CAPPELLO & NOËL LLP

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing MOTION FOR EXTENSION OF TIME TO FILE EXCEPTIONS AND BRIEF IN SUPPORT THEREOF was electronically filed this 10th day of June 2010, and served via email on the following:

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