United States Government

NATIONAL LABOR RELATIONS BOARD
1099 14th STREET NW
WASHINGTON DC 20570

August 2, 2011

Laurie M. Burgess
Burgess Law Offices
25 E. Washington, Suite 1400
Chicago, IL 60602

Re: *East-West University*, 13-RC-22017

Dear Ms. Burgess:

This letter acknowledges receipt of the Petitioner's Memorandum in Support of Regional Director's Supplemental Decision to Overrule Employer's Objection filed on August 1, 2011.

Section 102.114(g) of the Board's Rules and Regulations specifies that Requests for Review of the Regional Director's Decision may not be filed by facsimile transmission. Therefore, it necessarily follows that Oppositions to Requests for Review may not be filed in this manner as well. Because the Petitioner's Memorandum was filed by facsimile transmission, the Office of Executive Secretary cannot accept it as properly filed with the Board.

Even assuming that the Petitioner's Memorandum was properly filed, the Board's Rules and Regulations indicate that documents, which are not electronically filed under Section 102.114(i) of the Board's Rules and Regulations, must be received in the receiving office no later than the official closing time of the receiving office, *i.e.*, 5 p.m (EST). See Section 102.111(b) of the Board's Rules and Regulations. It has come to my attention that the Petitioner's Memorandum was received at 10:30 p.m. (EST) in the Office of the Executive Secretary. Therefore, this memorandum is also untimely filed.

Finally, a copy of this memorandum must be served on other parties and with the Regional Director. See 102.67(k)(2) of the Board's Rules and Regulations. The certificate of service attached to the memorandum does not indicate that a copy was served on the Regional Director for Region 13.

Accordingly, for all of the reasons indicated above, the Petitioner's Memorandum in Support of Regional Director's Supplemental Decision to Overrule Employer's Objection is rejected, and will not be considered by the Board.

Very truly yours,

Farah Z. Qureshi
Associate Executive Secretary

cc: Parties