UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 34

HEALTHBRIDGE MANAGEMENT, LLC; 107 OSBORNE STREET OPERATING COMPANY II, LLC D/B/A DANBURY HCC; 710 LONG RIDGE ROAD OPERATING COMPANY II, LLC D/B/A LONG RIDGE OF STAMFORD; 240 CHURCH STREET OPERATING COMPANY II, LLC D/B/A NEWINGTON HEALTH CARE CENTER; 1 BURR ROAD OPERATING COMPANY II, LLC D/B/A WESTPORT HEALTH CARE CENTER; 245 ORANGE AVENUE OPERATING COMPANY II, LLC D/B/A WEST RIVER HEALTH CARE CENTER; 341 JORDAN LANE OPERATING COMPANY II, LLC D/B/A WETHERSFIELD HEALTH CARE CENTER, And NEW ENGLAND HEALTH CARE EMPLOYEES UNION, DISTRICT 1199 SEIU, AFL-CIO, And CARE REALTY, LLC, PARTY IN INTEREST	CASE NOS. 34-CA-12964 34-CA-13064

RESPONDENTS' MOTION TO STRIKE COUNSEL FOR THE ACTING GENERAL COUNSEL'S ANSWERING BRIEF FILED ON SEPTEMBER 14, 2012

Pursuant to Section 102.46 of the Board's Rules and Regulations, Respondents, through counsel, move to strike Counsel for the Acting General Counsel's Answering Brief to the Board filed on September 14, 2012, stating as follows:

1. Administrative Law Judge ("ALJ") Steven Davis issued his Decision on July 20, 2012, at which time this matter was transferred to the Board.

2. Exceptions to the ALJ's Decision were due to be filed by August 17, 2012. Respondents timely filed Exceptions and a Supporting Brief to the ALJ's Decision on

that date. The Acting General Counsel did not file Exceptions to the ALJ's Decision on or before that date.

3. Section 102.46(d) of the Board's Rules and Regulations required that any Answering Brief to Respondents' Exceptions was to be filed by the Acing General Counsel within 14 days of the filing of Respondents' Exceptions, or on or before August 31, 2012.

4. On September 14, 2012, fourteen (14) days after the due date, the Acting General Counsel filed an Answering Brief to Respondent's Exceptions.

5. Pursuant to Section 102.46(d), the Acting General Counsel's Answering Brief filed on September 14, 2012, is untimely and should be struck.

WHEREFORE, PREMISES CONSIDERED, and for good cause shown, Respondents' Motion to Strike Counsel for the Acting General Counsel's Answering Brief should be granted, and the Answering Brief filed on September 14, 2012, should be struck because it is untimely under Section 102.46(d) of the Board's Rules and Regulations.

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that copies of the aforesaid Motion to Strike Counsel for the Acting General Counsel's Answering Brief filed September 14, 2012 were served on September 17, 2012, in the manner set forth below:

Lester A. Heltzer, Executive Secretary National Labor Relations Board 1099 14th St. N.W. Washington, D.C. 20570-0001	E-filing
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