

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 32

UNITE HERE LOCAL 2850, UNITE
HERE INTERNATIONAL UNION,

Charging Party,

v.

CASTLEWOOD COUNTRY CLUB,

Respondent.

Case Nos. | 32-CA-24980
32-CA-25397
32-CA-25545

**RESPONDENT'S MOTION FOR EXTENSION OF TIME TO FILE EXCEPTIONS
AND BRIEF IN SUPPORT OF EXCEPTIONS
TO ADMINISTRATIVE LAW JUDGE'S DECISION**

November 16, 2012

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Pursuant to 29 C.F.R. §§102.46(a) and 102.111, Respondent Castlewood Country Club (“Respondent,” “Castlewood” or “Employer”) hereby moves for an extension of time to file Exceptions and/or a Brief in Support of Exceptions to the Administrative Law Judge’s Decision in the above-captioned case. The requested extension is from November 30, 2012 to December 21, 2012. In support of this Motion, Respondent submits:

1. The Employer and Unite Here, Local 2850 (the “Charging Party” or “Union”) (collectively, the “Parties”) have been engaged in negotiations over a potential global settlement of outstanding issues, including a new collective bargaining agreement and the charges involved in this case. These settlement efforts have been ongoing, and continue to be ongoing. The Parties currently have a meeting scheduled for November 26, 2012 to continue bargaining and discussing options for a global settlement.

2. As a result of prior settlement discussions, the Parties reached a mutual agreement regarding the terms of ending the lockout, and the Employer ended the lockout effective October 1, 2012. Pursuant to the Parties’ agreement, all bargaining unit employees who wished to return to work did so beginning October 16, 2012, and have been working at Castlewood ever since.

3. Also as a result of these settlement discussions, the Parties have reached tentative agreement on nearly all remaining issues regarding their successor collective bargaining agreement, with health care remaining the major sticking point.

4. Through the Board Agent assigned to this case, Yaromil Velez-Ralph, and the Regional Attorney, George Velastegui, Region 32 has stated that it has no objection to Castlewood’s request for an extension until December 21, 2012.

5. Significant progress has been made during the Parties’ prior settlement discussions, and further settlement discussions are pending. Nevertheless, counsel for the Union

has expressed the Union's belief that sufficient effort has not been made to settle the dispute to justify a further extension. Therefore, despite Region 32's non-opposition to the request, the Union opposes Castlewood's request for an extension.

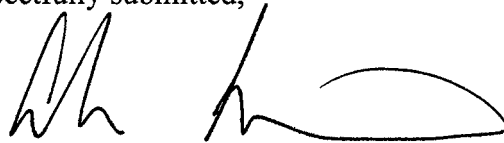
6. In an effort to continue devoting its time and resources to the ongoing settlement discussions with the Union, and to act in the utmost good faith with respect to such discussions, the Employer has delayed preparing exceptions and a supporting brief to the Administrative Law Judge's Decision in the hope that a settlement can be reached.

7. Finally, the Decision in the above-captioned case is 83 single-spaced pages in length and contains a detailed analysis of fact and a discussion of law. If exceptions are filed, the briefing would be extensive. The Board has already acknowledged this by extending the page limit for such briefing to 100 pages. The Employer would prefer to continue to devote its time and resources to pursuing a mutually agreeable settlement.

Accordingly, the Employer respectfully requests that its request for an extension to December 21, 2012 be granted.

Dated: November 16, 2012.

Respectfully submitted,



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1 **PROOF OF SERVICE**

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3 I am a resident of the State of California, over the age of eighteen years, and not a
4 party to the within action. My business address is 650 California Street, 20th Floor, San Francisco,
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6 **RESPONDENT'S MOTION FOR EXTENSION OF TIME TO FILE**
7 **EXCEPTIONS AND BRIEF IN SUPPORT OF EXCEPTIONS TO**
8 **ADMINISTRATIVE LAW JUDGE'S DECISION**

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psloan@littler.com.

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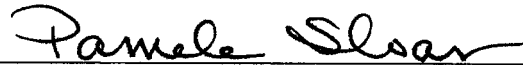
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15 above is true and correct. Executed on November 16, 2012, at San Francisco, California.

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18 Pamela A. Sloan

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