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11 Attorneys for Intervenor
12 SEIU United Healthcare Workers-West

13 UNITED STATES OF AMERICA
14 NATIONAL LABOR RELATIONS BOARD
15 REGION 20

16 SETON MEDICAL CENTER/SETON
17 COASTSIDE,

18 Employer,

19 and

20 NATIONAL UNION OF HEALTHCARE
21 WORKERS (NUHW),

22 Petitioner,

23 and

24 SEIU UNITED HEALTHCARE WORKERS-
25 WEST (SEIU-UHW),

26 Intervenor.

No. 20-RC-073334

**SEIU UNITED HEALTHCARE
WORKERS-WEST REQUEST FOR
EXTENSION OF TIME TO FILE
EXCEPTIONS AND SUPPORTING
BRIEF**

27 SEIU United Healthcare Workers – West hereby respectfully submits this request,
28 pursuant to Section 102.46(a) of the Board’s Rules and Regulations, for a four-week extension of
time to submit exceptions and supporting brief to the report and recommendations of the Hearing
Officer in the above-referenced matter and in support thereof states as follows:

1 1. The exceptions and supporting brief to the Hearing Officer's recommendations are
2 currently due to be filed on January 31, 2013.¹

3 2. Counsel for SEIU United Healthcare Workers – West requests that the due date for
4 the filing of exceptions and any supporting brief be extended four weeks until February 28, 2013.
5 We submit that a four week extension is reasonable here in light of the large size of the record
6 given that there were nine days of hearing, the procedural rulings of the Hearing Officer on the
7 first day of hearing and near the conclusion of Petitioner's evidentiary presentation, and the
8 significance of the Board precedent addressed in the Hearing Officer's recommendation to sustain
9 five of the objections against the Employer.

10 3. Counsel for the Petitioner and Counsel for the Employer were advised of this
11 request promptly on January 18, 2013. (See Exh. 1 hereto.) Counsel for the Employer has
12 advised that she does not oppose this request and that the Employer will seek a similar extension
13 of time. (See Exh. 2 hereto.) Counsel for the Petitioner has stated that he would oppose this
14 request. (See Exh. 3 hereto.)

15 WHEREFORE, SEIU United Healthcare Workers – West respectfully requests that its
16 motion for an extension of time until February 28, 2013, to file exceptions and supporting brief be
17 granted. A copy of this request is being served on Counsel for the Petitioner and Counsel for the
18 Employer.

19 Dated: January 22, 2013

WEINBERG, ROGER & ROSENFELD
A Professional Corporation

20
21 
22 By: MANUEL A. BOIGUES

Attorneys for Intervenor
SEIU United Healthcare Workers-West

23
24
25
26 _____
27 ¹ As of the time of filing this Request, counsel for SEIU United Healthcare Workers – West has
28 not received a copy of the Hearing Officer's report and recommendations that was presumably
served by the Region, however, counsel for SEIU was able to obtain a courtesy copy of the report
from counsel for one of the parties in this matter.

EXHIBIT 1

Manuel Boigues

From: Manuel Boigues
Sent: Friday, January 18, 2013 4:37 PM
To: Arnold, Barbra; DeSantis, Patricia (PMD@JMBM.com); Ben Siegel
Cc: Bruce Harland; Manuel Boigues
Subject: 20-RC-073334 (Seton Medical Center)

Importance: High

Counsel –

This afternoon we obtained a copy of the Hearing Officer's recommendations on the objections in the referenced matter.

We plan to request a four week extension to submit exceptions to the Hearing Officer's decisions/recommendations/findings.

Please let me know by the end of the day on January 21, 2013, or sooner, whether you will oppose this request.

Thanks

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EXHIBIT 2

Manuel Boigues

From: Arnold, Barbra <BAA@JMBM.com>
Sent: Friday, January 18, 2013 5:08 PM
To: Manuel Boigues; DeSantis, Patricia; Ben Siegel
Cc: Bruce Harland
Subject: RE: 20-RC-073334 (Seton Medical Center)

We do not oppose this request and will seek a similar extension. Please let us know whether you will oppose this request.

Thank you.
Barbra

From: Manuel Boigues [<mailto:mboigues@unioncounsel.net>]
Sent: Friday, January 18, 2013 4:37 PM
To: Arnold, Barbra; DeSantis, Patricia; Ben Siegel
Cc: Bruce Harland; Manuel Boigues
Subject: 20-RC-073334 (Seton Medical Center)
Importance: High

Counsel –

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We plan to request a four week extension to submit exceptions to the Hearing Officer's decisions/recommendations/findings.

Please let me know by the end of the day on January 21, 2013, or sooner, whether you will oppose this request.

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EXHIBIT 3

Manuel Boigues

From: Ben Siegel <BSiegel@sl-employmentlaw.com>
Sent: Monday, January 21, 2013 3:51 PM
To: Arnold, Barbra; Manuel Boigues; DeSantis, Patricia
Cc: Bruce Harland
Subject: RE: 20-RC-073334 (Seton Medical Center)

On behalf of my client, NUHW, I, respectfully, would oppose any request for a four week extension to file exceptions.

Ben

From: Arnold, Barbra [BAA@JMBM.com]
Sent: Friday, January 18, 2013 5:07 PM
To: Manuel Boigues; DeSantis, Patricia; Ben Siegel
Cc: Bruce Harland
Subject: RE: 20-RC-073334 (Seton Medical Center)

We do not oppose this request and will seek a similar extension. Please let us know whether you will oppose this request.

Thank you.
Barbra

From: Manuel Boigues [<mailto:mboigues@unioncounsel.net>]
Sent: Friday, January 18, 2013 4:37 PM
To: Arnold, Barbra; DeSantis, Patricia; Ben Siegel
Cc: Bruce Harland; Manuel Boigues
Subject: 20-RC-073334 (Seton Medical Center)
Importance: High

Counsel –

This afternoon we obtained a copy of the Hearing Officer's recommendations on the objections in the referenced matter.

We plan to request a four week extension to submit exceptions to the Hearing Officer's decisions/recommendations/findings.

Please let me know by the end of the day on January 21, 2013, or sooner, whether you will oppose this request.

Thanks

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1 **PROOF OF SERVICE**

2 I am a citizen of the United States and resident of the State of California. I am employed
3 in the County of Alameda, State of California, in the office of a member of the bar of this Court,
4 at whose direction the service was made. I am over the age of eighteen years and not a party to
5 the within action.

6 On January 22, 2013, I served the following documents in the manner described below:

7 **Request For Extension Of Time To File Exceptions And Supporting Brief**

8 (BY ELECTRONIC SERVICE) By electronically mailing a true and correct copy
9 through Weinberg, Roger & Rosenfeld's electronic mail system from
10 jaranda@unioncounsel.net to the email addresses set forth below.

11 On the following part(ies) in this action:

12 Barbra A. Arnold
13 Patricia M. Desantis
14 Jeffer Mangels Butler & Mitchell LLP
15 1900 Avenue of the Stars, 7th Floor
16 Los Angeles, CA 90067-4301
17 BArnold@JMBM.com
18 PMD@JMBM.COM

Regional Director
NLRB, Region 20
901 Market Street, Suite 400
San Francisco, CA 94103


16 *Counsel for Seton Medical Center/Seton
17 Coastside*

18 Benjamin J. Siegel
19 Fred Seavey
20 Siegel, Lewitter & Malkani
1939 Harrison Street, Suite 307
Oakland, CA 94612
BSiegel@sl-employmentlaw.com

David.Reeves@nlrb.gov

21 *Counsel for National Union of Healthcare
22 Workers*

23 I declare under penalty of perjury under the laws of the United States of America that the
24 foregoing is true and correct. Executed on January 22, 2013, at Alameda, California.

25 
26 J. L. Aranda