

Confirmation Number	821395
Date Submitted	12/20/2013 5:23:08 PM (GMT-05:00) Eastern Time (US & Canada)
Case Name	San Manuel Indian Bingo & Casino
Case Number	31-RC-114638
Filing Party	Employer
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Original Due Date	12/27/2013
Date Requested	01/10/2014

Reason for Extension of Time	<p>“Employer” San Manuel Indian Bingo and Casino (“SMIBC”) hereby moves for an extension of time to and including January 10, 2014 to file its response and opposition to the Request for Review filed by the Law Enforcement Employees Benevolent Association (“LEEBA”). This extension is warranted because the Request for Review was filed late on the Friday before the week of Christmas, because of schedules of counsel and SMIBC officials during the holiday period, and because LEEBA has been granted two extensions of time to file the Request for Review. Finally, because the Request for Review is from a Decision and Order dismissing the petition, the brief extension sought does not delay this matter or prejudice any party. Counsel for the SMIBC has communicated with counsel for LEEBA, who has not expressed any objection on behalf of LEEBA to the requested extension.</p> <ol style="list-style-type: none">1. On November 14, 2013, the Acting Regional Director issued a Decision and Order (“D&O”) dismissing the instant representation petition filed by LEEBA. The D&O provided, in accordance with the NLRB’s Rules and Regulations, that any request for review of the D&O must be filed on or before November 29, 2013.2. On November 25, 2013, LEEBA sought a 14-day extension of time, to and including December 13, 2013, to file a request for review of the D&O. This request was granted by letter dated November 26, 2013.3. In light of that extension, counsel for SMIBC arranged his schedule based upon the expectation that any request for review would be filed by December 13, 2013.4. On December 10, 2013, LEEBA requested a second extension of time to file a request for review, this time seeking a seven-day extension to and including December 20, 2013. This request was granted by letter dated
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December 12, 2013.

6. Under the NLRB's Rules and Regulations, SMIBC has only seven days from the last day on which a request for review can be filed to file its opposition to the request. Rules and Regulations, §102.67(e), meaning that SMIBC's opposition is currently due on December 27, 2013.

7. Under the circumstances, good cause exists for granting SMIBC an extension of time to and including January 10, 2014 to respond to and oppose the request for review. During the holiday weeks of December 23 and December 30, SMIBC's counsel and other SMIBC officials needed to prepare and review the response and opposition will be on vacation or otherwise unavailable. Good cause is also warranted in that LEEBA received two extensions of time, for a total of three additional weeks of extension, to file the Request for Review. LEEBA had five weeks in total to file its Request for Review. Finally, because the Regional Director dismissed the petition, the brief extension sought will not delay this matter or prejudice any party.

8. Counsel for SMIBC has contacted counsel for LEEBA. Counsel for LEEBA has not expressed any objection on behalf of LEEBA to the requested extension.

For these reasons, SMIBC respectfully requests that it be granted a reasonable extension of time to and including January 10, 2014 within which to file its response and opposition to the Request for Review.

Parties Served	<p>Peter C. Luck, Membership Coordinator Law Enforcement Employees Benevolent Association (LEEBA) 18 North 7th Street, Suite 100 Stroudsburg, PA 19380 pluck@leeba.org</p> <p>Richard Merritt, Esq. Law Enforcement Employees Benevolent Association (LEEBA) 18 North 7th Street, Suite 100 Stroudsburg, PA 19380 rmerrit1@optonline.net</p> <p>Todd D. Steenson Holland & Knight LLP 131 S. Dearborn St., 30th Fl. Chicago, Illinois 60603 312.263.360 todd.steenson@hklaw.com</p> <p>Linda Auerbach Allderdice Holland & Knight LLP 400 South Hope Street, 8th Floor Los Angeles, CA 90071 213.896.2422 linda.allderdice@hklaw.com</p>
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