UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
REGION 8

MERIT HOUSE, LLC		
and	**CASE**	**08-CA-099622**
SERVICE EMPLOYEES INTERNATIONAL UNION, DISTRICT 1199, WV/KY/OH		

MOTION TO REMAND CASE

Counsel for the General Counsel respectfully moves the National Labor Relations Board (the Board) to remand the above-captioned case to the Acting Regional Director for Region 8 to effectuate a bi-lateral settlement that fully remedies the violations found by Administrative Law Judge Mark Carissimi in his Decision in JD-01-14.

On January 6, 2014, Administrative Law Judge Mark Carissimi issued his Decision and Order in the instant case. On the same date, this matter was transferred to the Board. Exceptions to the Judge's Decision are due on February 3, 2014.

After the issuance of Judge Carissimi's Decision and the Board's Order Transferring the Proceeding, Respondent communicated its interest in entering into a settlement agreement. Settlement negotiations ensued. On January 16, 2014, Respondent executed an Informal Board Settlement Agreement that fully complies with the Judge's recommended Order and provides for a posting of a Notice to Employees. On January 21, 2014, the Union likewise executed the Informal Board Settlement Agreement.

The Acting Regional Director reviewed the terms of the Informal Board Settlement Agreement and, light of a pending Section 10(j) petition in the Northern District of Ohio,

submitted the agreement for approval to the Office of the General Counsel. The settlement was approved by the General Counsel's office on January 13, 2014.

Accordingly, it is requested that the matter be remanded to the Acting Regional Director to formally approve the Settlement Agreement reached by the parties. As part of this Motion, the Acting Regional Director gives notice to all concerned that pursuant to the settlement which is to be implemented, Counsel for the General Counsel will reserve the right to resubmit this matter directly to the Board in the event that Respondent fails to comply with its terms.

Dated at Cleveland, Ohio this 22nd day of January 2014.

Respectfully submitted,

/s/ Rudra Choudhury

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CERTIFICATE OF SERVICE

I hereby certify that on January 22, 2014, I electronically filed the foregoing motion with the Executive Secretary of the Board using the Agency's e-filing system and served copies of it by email upon:

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