

**UNITED STATES COURT OF APPEALS FOR
THE DISTRICT OF COLUMBIA CIRCUIT**

VISION OF ELK RIVER, INC.)	
)	
Petitioner/Cross-Respondent)	
)	Appeal No. 14-1301
v.)	15-1032
)	
NATIONAL LABOR RELATIONS)	
BOARD)	
)	
Respondent/Cross-Petitioner)	

**JOINT MOTION TO VOLUNTARILY DISMISS,
WITH PREJUDICE, THE PETITION FOR REVIEW
AND TO DISMISS, WITHOUT PREJUDICE,
THE CROSS-APPLICATION FOR ENFORCEMENT**

To the Honorable Judges of the United States Court of Appeals for the District of Columbia Circuit:

Pursuant to Federal Rule of Appellate Procedure 42(b), Vision of Elk River, Inc. (“Vision”), by its counsel, and the National Labor Relations Board (“the Board”), by its Deputy Associate General Counsel, respectfully move the Court for leave to voluntarily dismiss, with prejudice, Vision’s petition for review and to dismiss, without prejudice, the Board’s cross-application for enforcement in the above-captioned case, and show:

1. Vision filed with the Court a petition to review the Board’s decision and order in *Vision of Elk River, Inc.*, reported at 361 NLRB No. 155 (2014). The Board cross-applied for enforcement of its order, and the Court consolidated the appeals.

2. Vision and the Board have since sought to resolve these consolidated cases without further litigation or the costs associated with such litigation. The parties have reached such an agreement.

3. The parties, therefore, request that this Court dismiss, with prejudice, Vision's petition for review. The parties also ask that the Court dismiss the Board's cross-application without prejudice pursuant to the parties' settlement agreement.

4. Each side is to bear its own costs.

5. Thomas Revnew, counsel for Vision, has given the Board permission to sign this motion on his behalf.

WHEREFORE, the parties respectfully request that their joint motion be granted, and that the petition for review be dismissed with prejudice and the cross-application for enforcement be dismissed without prejudice.

Respectfully submitted,

For the Board:

/s/ Linda Dreeben
Linda Dreeben
Deputy Associate General Counsel
National Labor Relations Board
1015 Half Street SE
Washington, D.C. 20570
(202) 273-2960

Dated: July 31, 2015

For Vision:

/s/ Thomas Revnew
Thomas R. Revnew
Seaton, Peters & Revnew, P.A.
7300 Metro Blvd, Suite 500
Minneapolis, MN 55439
(952) 921-4622

Dated: July 31, 2015

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CERTIFICATE OF SERVICE

I hereby certify that on July 31, 2015, I electronically filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the District of Columbia Circuit by using the CM/ECF system. I certify that the foregoing document will be served via the CM/ECF system on the parties and their counsel, who are registered CM/ECF users:

s/Linda Dreeben
Linda Dreeben
Deputy Associate General Counsel
NATIONAL LABOR RELATIONS BOARD
1015 Half Street SE
Washington, D.C. 20570

Dated at Washington, D.C.
This 31st day of July 2015

