

**UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS  
BOARD REGION 6**

**MURRAY AMERICAN ENERGY, INC.**

**Case Nos. 06-CA-148388**

**MARION COUNTY COAL CO.**

**And**

**06-CA- 149117**

**and**

**UNITED MINE WORKERS OF AMERICA, DISTRICT 31,**

**LOCAL 9909, AFL-CIO, CLC**

**MOTION TO EXTEND BRIEFING DEADLINE**

Comes now Complainants, by and through counsel, and respectfully move this court to extend the current briefing deadline of December 8, 2015 by ten business days to December 18, 2015 for all parties and in support thereof states as follows:

1. Counsel for Complainants, Rachel Hanna, has primary responsibility for briefing in an appeal currently pending before the Fourth Circuit Court of Appeals as well as the brief in the case at bar.
2. The original Fourth Circuit briefing order required Ms. Hanna to file her by December 23, 2015.
3. The Fourth Circuit filed an expedited briefing order that required Ms.

Hanna's brief be filed earlier, by December 11, 2015, because the court reporter completed the trial transcript earlier than anticipated.

4. Consequently, in the interim, because the District Court trial involved a minor child, Ms. Hanna has been occupied with redaction issues concerning the trial transcript spanning a full week of trial and the entire record below.
5. In addition, Petitioner's co-counsel, Tony Oppgard, has undertaken a move of his office creating ongoing technical and other issues restricting his ability to work on this matter.
6. Counsel for UMWA does not oppose this request.
7. Ms. Hanna spoke with the General Counsel on December 7, 2015. The General Counsel opposes the request itself because the request itself was received late. Otherwise, the General Counsel would have no opposition.
8. Counsel for Respondent does not join in the motion but does not oppose the motion.
9. This matter involves many complicated legal issues that demand the full focus and attention of both Rachel Hanna and Tony Oppgard.
10. Ms. Hanna and Mr. Oppgard hereby submit that the briefing provided

shall assist the court in resolving the factual and legal issues presented at the hearing on this matter.

11. No party will be prejudiced by extension of the briefing schedule.

**WHEREFORE**, in accordance with the foregoing, counsel moves this honorable court to grant an extension of the briefing schedule **from December 8, 2015 to December 18, 2015 for all parties.**

Respectfully Submitted,

By Counsel

/s/ Rachel Hanna

Rachel Hanna, Esq.

Tony Oppegard, Esq.

Attorneys for Richard Harrison

And Jesse Stolzenfels