

**UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD  
REGION SIX**

MURRAY AMERICAN ENERGY, INC.,  
AND THE MARION COUNTY COAL  
COMPANY, A SINGLE EMPLOYER

and

UNITED MINE WORKERS OF AMERICA,  
DISTRICT 31, LOCAL 9909, AFL-CIO, CLC

and

RICHARD B. HARRISON AND  
JESSE STOLZENFELS

**Cases** 06-CA-148388 and  
06-CA-149117

Parties In Interest

**RESPONSE TO MOTION OF PARTIES IN INTEREST FOR LEAVE TO FILE REPLY BRIEF**

Upon charges and amended charges duly filed with Region Six of the National Labor Relations Board by United Mine Workers of America, District 31, Local 9909, AFL-CIO, CLC (the Union), an Order Consolidating Cases, Consolidated Complaint and Notice of Hearing issued on August 26, 2015 [GCX-1(i)] against Murray American Energy, Inc., and The Marion County Coal Company, a Single Employer (collectively called Respondent), a Hearing was held on November 3, 2015 before Administrative Law Judge Thomas M. Randazzo, and briefs were filed on December 18, 2015.

On December 22, 2015 Parties in Interest Richard B. Harrison and Jesse Stolzenfels filed a Motion For Leave to File Reply Brief. Having reviewed the matter, Counsel for the General Counsel notes that the Rules and Regulations of the National Labor Relations Act do not provide for reply or answering briefs under these circumstances. Further, no new issues

have been raised which would warrant a special response. Counsel for the General Counsel therefore opposes the motion.

Dated at Pittsburgh, Pennsylvania, this 22<sup>nd</sup> day of December, 2015.

Respectfully submitted,

/s/Clifford E. Spungen

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