

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

INTERNATIONAL LONGSHORE  
AND WAREHOUSE UNION,  
INTERNATIONAL LONGSHORE  
AND WAREHOUSE UNION LOCAL  
4, and INTERNATIONAL  
LONGSHORE AND WAREHOUSE  
UNION LOCAL 8,

Petitioners,

v.

THE NATIONAL LABOR  
RELATIONS BOARD,

Respondent

TIDEWATER BARGE LINES, INC.,

Respondent-Intervenor.

No. 15-71392

NLRB No. 19-CC-111986

**PETITIONERS' MOTION TO  
DISMISS**

The parties to this case have resolved this dispute, and further adjudication of this matter is no longer necessary. Pursuant to FRAP 42(b), Petitioners therefore move for an order of dismissal. Counsel for Respondent NLRB and counsel for Respondent-Intervenor Tidewater Barge Lines have each been notified about this motion and do not oppose. All parties shall assume their own costs.

RESPECTFULLY SUBMITTED this 14th day of March, 2016.

/s/Robert H. Lavitt

Robert H. Lavitt, WSBA# 27758

/s/Laura Ewan

Laura Ewan, WSBA# 45201

SCHWERIN CAMPBELL BARNARD

IGLITZIN & LAVITT, LLP

18 West Mercer Street, Suite 400

Seattle, WA 98119

Tel: 206-257-6004

Fax: 206-257-6039

*lavitt@workerlaw.com*

*ewan@workerlaw.com*

*Attorneys for Petitioners*

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 14th day of March, 2016, I electronically filed the foregoing Dismissal Agreement with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system. I further certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

Respectfully submitted this 14th day of March, 2016.

/s/Robert Lavitt

Robert Lavitt, WSBA # 27758  
SCHWERIN CAMPBELL BARNARD  
IGLITZIN & LAVITT, LLP  
18 West Mercer Street, Suite 400  
Seattle, WA 98119  
Tel: 206-257-6004  
Fax: 206-257-6039  
*lavitt@workerlaw.com*