

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

RPM PIZZA, L.L.C.)	
)	
Petitioner)	
)	
v.)	No. 15-60909
)	
NATIONAL LABOR RELATIONS BOARD)	
)	
Respondent)	
)	

**STATUS REPORT BY
THE NATIONAL LABOR RELATIONS BOARD**

To the Honorable, the Judges of the United States
Court of Appeals for the Fifth Circuit:

The National Labor Relations Board (“the Board”) provides the following update regarding the above-captioned case:

1. On February 12, 2016, the Court placed this case in abeyance pending the outcome of *Murphy Oil USA, Inc. v. NLRB*, 808 F.3d 1013 (5th Cir. 2015), and instructed that a “Stay Follow-up” be filed. On March 23, 2016, the Court updated the Stay Follow-up deadline to April 22, 2016.

2. On February 18, 2016, the Court entered judgment in *Murphy Oil*. The Board’s petition for rehearing was filed on April 18, 2016. Subsequently, on April 19, 2016, the Board filed a corrected copy of the petition for rehearing.

Respectfully submitted,

/s/ Linda Dreeben

Linda Dreeben

Deputy Associate General Counsel

National Labor Relations Board

1015 Half Street, S.E.

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(202) 273-2960

Dated at Washington, DC
this 22nd day of April, 2016

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CERTIFICATE OF SERVICE

I certify that on April 22, 2016, the foregoing motion was filed with the Clerk of the Court for the United States Court of Appeals for the Fifth Circuit by using the appellate CM/ECF system, and that all counsel are registered CM/ECF users.

/s/ Linda Dreeben

Linda Dreeben
Deputy Associate General Counsel
National Labor Relations Board
1015 Half Street, SE
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Dated at Washington, DC
this 22nd day of April, 2016