

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

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DIRECTV HOLDINGS, LLC)
)
Petitioner/Cross-Respondent)
)
v.	Nos. 15-70329 & 15-70345)
)
NATIONAL LABOR RELATIONS BOARD)
)
Respondent/Cross-Petitioner)
)
and)
)
INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS, AFL-CIO, DISTRICT LODGE 947)
)
Intervenors)
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**JOINT MOTION TO VOLUNTARILY DISMISS
DIRECTV’S PETITION FOR REVIEW AND
THE BOARD’S CROSS-APPLICATION FOR ENFORCEMENT**

To the Honorable, the Judges of the United States

Court of Appeals for the Ninth Circuit:

Pursuant to Federal Rule of Appellate Procedure 42(b), the National Labor Relations Board (“Board”) and DIRECTV Holdings (“DIRECTV”) respectfully move the Court to voluntarily dismiss DIRECTV’s petition for review and the

Board's cross-application for enforcement in the above-captioned case, and show the following in support:

1. On February 2, 2015, the Court docketed DIRECTV's petition seeking review of the Board's Order reported at 361 NLRB No. 124.¹ On February 3, 2015, the Board filed a cross-application seeking enforcement of that same Order.

2. Based on a change in circumstances between DIRECTV and the Intervenor, the parties no longer find it necessary to engage in further litigation of this matter at this time. The Board and DIRECTV therefore request that this Court dismiss the petition for review and cross-application for enforcement.

3. The Board hereby consents to this motion and authorizes DIRECTV to electronically sign and file this motion on its behalf.

4. Each side is to bear its own costs.

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¹ DIRECTV filed its petition in the Sixth Circuit. The United States Judicial Panel on Multidistrict Litigation issued an order consolidating that petition with a petition filed in this Court by the Intervenor International Association of Machinists and Aerospace Workers, AFL-CIO, District Lodge 947 (Case No. 14-73826). The Intervenor later withdrew that petition.

WHEREFORE, the parties respectfully request that the Court grant their joint motion and dismiss DIRECTV's petition for review and the Board's cross-application for enforcement.

FOR THE BOARD

Dated: May 19, 2016

/s Linda Dreeben
Linda Dreeben
Deputy Associate General Counsel
National Labor Relations Board
1015 Half Street, SE
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For DIRECTV

Dated: May19, 2016

/s Gregory Donald Wolflick
Gregory Donald Wolflick
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Joint Motion to Voluntarily Dismiss DIRECTV's Petition for Review and The Board's Cross-Application For Enforcement has been filed by electronic case filing and served on counsel of record through the Court's Notice of Docket Activity on this 20TH day of May, 2016.

/s/ Gregory D. Wolflick
Gregory D. Wolflick
Declarant

SERVICE LIST

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