

**UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD  
REGION 12**

ARISE VIRTUAL SOLUTIONS INC.

and

CASE 12-CA-144223

MATTHEW RICE, an Individual

**CONSENTED MOTION FOR EXTENSION OF TIME TO FILE RESPONDENT'S  
REPLY TO GENERAL COUNSEL'S ANSWERING BRIEF TO RESPONDENT'S  
EXCEPTIONS AND RESPONDENT'S ANSWERING BRIEF IN RESPONSE TO  
GENERAL COUNSEL'S CROSS-EXCEPTIONS AND  
BRIEF IN SUPPORT OF CROSS-EXCEPTIONS**

COMES NOW, Arise Virtual Solutions Inc. ("Arise"), pursuant to Section 102.46(a) of the Board's Rules and Regulations, and moves for an extension of time to file: (1) its Reply to General Counsel's Answering Brief to Respondent's Exceptions, and (2) its Answering Brief to General Counsel's Cross-Exceptions and Brief in Support of Cross-Exceptions for fourteen (14) days, to and including Friday, November 18, 2016, on the following grounds:

1. On September 23, 2016, Arise filed its Exceptions to the decision of the Administrative Law Judge and its brief in support. Accordingly, General Counsel's Answering Brief to Respondent's Exceptions and Brief in Support of Exceptions were originally due on or before October 7, 2016.

2. General Counsel filed a motion for extension of time up to and including October 21, 2016 to file its Answering Brief to Respondent's Exceptions and Brief in Support of Exceptions. On October 4, 2016, General Counsel's motion was granted.

3. Pursuant to 29 C.F.R. 102.46(f) and (h), Arise's Reply Brief to General Counsel's Answering Brief, and Answering Brief in response to General Counsel's Cross-Exceptions and Brief in Support of Cross-Exceptions, are due to be filed on November 4, 2016.

4. Counsel for Respondent in this case work in San Francisco, California and Tampa, Florida. Their responsibilities regarding this case involve different aspects of the merits of this case which require coordination.

5. Co-Counsel Adam KohSweeny and Peter Zinober both occupy senior positions in their firms' Labor and Employment practices, and manage a substantial amount of federal and state court litigation. Due to previously scheduled personal and professional commitments, Mr. Zinober will be out of the country from October 23, 2016 through October 27, 2016, and will be involved in depositions from October 31 through November 3, 2016 in a matter before the United States District Court for the District of Columbia. *See Michael R. Fanning, et al. v. Barcelona Equipment, Inc.*, Case No. 1:16-cv-00841-CKK (D.D.C.).

6. The aforementioned commitments will make it extremely difficult to meet the present deadline of November 4, 2016 to file both Arise's Reply Brief to General Counsel's Answering Brief and Arise's Answering Brief in response to General Counsel's Cross-Exceptions and Brief in Support of Cross-Exceptions. A brief extension of time up to and including November 18, 2016, will provide the undersigned sufficient time to respond to General Counsel's filings.

7. Undersigned counsel has consulted with counsel for the General Counsel, Susy Kucera, who has conveyed that the Regional Office of the Board consents to the relief being requested herein.

WHEREFORE, Arise Virtual Solutions, Inc., Respondent herein, respectfully requests an extension of time of two (2) weeks, to and including Friday, November 18, 2016, within which to file its: (1) Reply Brief in Response to General Counsel's Answering Brief, and (2) Answering Brief in response to General Counsel's Cross-Exceptions and Brief in Support of Cross-Exceptions.

Dated: October 24, 2016

Respectfully submitted,

/s/ Peter W. Zinober

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**CERTIFICATE OF SERVICE**

I hereby certify that the Consented Motion for Extension of Time to File Reply to General Counsel's Answering Brief to Respondent's Exceptions and Answering Brief in Response to General Counsel's Cross-Exceptions in the matter of *Arise Virtual Solutions, Inc.*, Case 12-CA-144223 was duly served electronically upon the following individuals on October 24, 2016:

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/s/ Peter W. Zinober  
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