

UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT

<p><b>NATIONAL LABOR RELATIONS BOARD,</b></p> <p><b>Petitioner</b></p> <p><b>v.</b></p> <p><b>BROOKDALE SENIOR LIVING COMMUNITIES, INC. D/B/A, STERLING HOUSE OF NIAGARA</b></p> <p><b>Respondent</b></p>	<p><b>No. 16-3856</b></p> <p><b>Board Case Nos.: 03-CA-173607, 03-CA-173613, 03-CA-175187, 03-CA-175675, 03-CA-176994</b></p>
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**FED. R. APP. P. 26.1 STATEMENT**

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure, the undersigned attorney of record for Respondent certify that Respondent Brookdale Senior Living Communities, Inc. d/b/a Sterling House of Niagara is a wholly-owned subsidiary of Brookdale Senior Living, Inc., which is a publicly traded corporation.

Respectfully submitted,

JACKSON LEWIS P.C.

Jackson Lewis P.C.  
44 South Broadway, 14<sup>th</sup> Fl.  
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By: /s/ Michael J. Passarella  
Michael J. Passarella

Dated: December 6, 2016  
White Plains, New York