

**UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD  
REGION 29**

**JAMAICA CAR WASH CORP. D/B/A  
SUTPHIN CAR WASH**

**and**

**Case No. 29-CA-169069**

**RETAIL, WHOLESALE, &  
DEPARTMENT STORE UNION  
(RWDSU)**

**MOTION TO EXCEED PAGE LIMITATION ON COUNSEL FOR THE GENERAL  
COUNSEL'S BRIEF IN SUPPORT OF EXCEPTIONS**

Pursuant to Section 102.46(j) of the Board's Rules and Regulations, Counsel for the General Counsel hereby requests permission to exceed the fifty (50)-page limit for briefs in support of exceptions set forth in this Rule. Counsel for the General Counsel ("CGC") requests a small extension of an additional twenty (20) pages. The CGC makes this request for the following reasons.

1. The ALJ dismissed the Amended Complaint in its Entirety.

On January 9, 2017, the Administrative Law Judge ("ALJ") issued his Recommended Decision consisting of thirty-two (32) pages. In his Decision, the ALJ dismissed all of the CGC's theories and allegations. Consequently, in her Exceptions to the Decision, the CGC must respond to the ALJ's factual conclusions and legal finding regarding each theory and allegation in the Amended Complaint. It is respectfully submitted that the 50-page limit unduly constrains the CGC from fully addressing each factual and legal error contained the ALJ's Decision, particularly in light of the fact that the CGC's Brief to the ALJ consisted of fifty-nine (59) pages,

even in the absence of the need to specifically set forth an analysis and a supporting factual framework to examine each of the ALJ's many errors.

2. The ALJ's Decision Repeatedly Misconstrued Board Law, Misquoted the Record, and Ignored Key Evidence

The ALJ's Decision is replete with instances of the ALJ misconstruing Board law, misquoting the record, or ignoring key evidence. For this reason, in its brief accompanying the Exceptions, the CGC must re-state and examine key Board decisions and key segments of the record testimony and evidence to support her Exceptions. It is respectfully submitted that this task is impossible to properly and fully perform under the fifty-page limit set forth in Rule 102.46(j).

3. The CGC Seeks a Reasonable 20-Page Extension

The CGC asks for a reasonable 20-page extension only. The Charging Party and Respondent consent to the request.

For the foregoing reasons, the CGC respectfully requests that she be permitted to exceed the fifty –page limit set forth in the Board's Rule 102.46(j), and that she be granted an additional twenty (20) pages in which to present her Brief in Support of Exceptions.

Respectfully submitted,



Emily A. Cabrera

