

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 14**

SCHNUCK MARKETS, INC.

and

Case 14-CA-182113

RANDALL WURST, AN INDIVIDUAL

TEAMSTERS LOCAL 610

and

Case 14-CA-182139

RANDALL WURST, AN INDIVIDUAL

JOINT MOTION FOR POSTPONEMENT OF HEARING

COME NOW Respondents Schnuck Markets, Inc. (“SMI”) and Teamsters Local 610 (“Local 610”), by and through undersigned counsel, and for their Joint Motion for Postponement of Hearing state as follows:

1. On April 28, 2017, the Regional Director issued a Notice of Hearing setting a hearing in this matter for June 19, 2017 and on consecutive days thereafter until concluded.
2. Counsel for Respondents estimate that the hearing will last at least three days.
3. Good and sufficient grounds exist to postpone the hearing until August or later.
4. In support of this request, Respondents submit the following:
 - a. A critical witness for Respondent SMI, Bob Kramer, no longer works for the Company and, while he is willing to participate in the matter, has a previously scheduled vacation during the time set for the hearing and will be unavailable to testify;
 - b. Counsel for Respondent SMI, Kevin McLaughlin, has a previously scheduled trip planned for June 21, 2017 and will be unavailable for hearing that date because he will be moving his daughter into college as a freshman;

c. Counsel for Respondent Local 610, Brian Spector, has a previously scheduled arbitration hearing set for June 20, 2017 in Macon, Missouri that involves two bargaining units and approximately 350 to 400 employees;

d. Counsel for Respondent Local 610, Brian Spector, also represents UFCW Local 88, and almost all of that Local's contracts are expired or will expire shortly. In the next several months, Counsel will be involved in contract negotiations that involve 18 companies and approximately 2,500 members. If Counsel were required to prepare for and attend the hearing at its currently scheduled date, it would significantly detract from these difficult negotiations for which bargaining is anticipated in June and July.

5. Counsel for Respondents propose the following alternative dates for rescheduling the hearing (hearings starting on the following dates): August 14, August 28, September 5, September 11, September 18 and September 25.

9. Counsel for the Labor Board contacted Randall Wurst on or about May 11, 2017 to determine whether he objects to a postponement of the hearing. Mr. Wurst stated that he does object to a postponement of the hearing.

10. Copies of this Joint Motion for Postponement will be simultaneously served on all individuals identified in Form 4338, which accompanied the Notice of Hearing.

WHEREFORE, for the reasons set forth above, Respondents SMI and Local 610 respectfully request that the Regional Director grant a postponement the hearing until August or such other date as the Regional Director chooses.

Dated: May 11, 2017

Respectfully submitted,

SPECTOR, WOLFE & MCLAUGHLIN, LLC

GREENSFELDER, HEMKER & GALE, P.C.

By: /s/ Brian A. Spector

By: /s/ Kevin T. McLaughlin

Brian A. Spector
117 W. Woodbine Ave.
Kirkwood, MO 63122-5820
Telephone: 314-909-0303
brian@spectorwolfe.com

Kevin T. McLaughlin
10 S. Broadway, Suite 2000
St. Louis, MO 63102-1747
Telephone: 314-241-9090
ktm@greensfelder.com

COUNSEL FOR RESPONDENT
TEAMSTERS LOCAL 610

COUNSEL FOR RESPONDENT SCHNUCK
MARKETS, INC.

CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of May, 2017, a true and correct copy of the foregoing was served by mail and/or electronic mail upon the following:

Leonard J. Perez, Regional Director
National Labor Relations Board
Region 14
1222 Spruce Street, Room 8.302
St. Louis, MO 63103

Lawrence Hunt, Sr. Labor Relations Specialist
Schnuck Markets, Inc.
11420 Lackland Rd.
PO Box 46928
St. Louis, MO 63146-3561
lhunt@schnucks.com

Michael Lieser, Secretary-Treasurer
Teamsters Local 610
11472 Schenk Dr.
Maryland Heights, MO 63043-3417

Randall Wurst
2821 W. Tennyson Ave.
St. Louis, MO 63114-3134

Ryan C. Turnage
Schnuck Markets, Inc.
11420 Lackland Rd.
PO Box 46928
St. Louis, MO 63146-6928
rturnage@schnucks.com

/s/ Kevin T. McLaughlin