

ORAL ARGUMENT HAS NOT YET BEEN SCHEDULED

No. 17-1117

IN THE

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

**AQUA-ASTON HOSPITALITY, LLC d/b/a ASTON WAIKIKI BEACH
HOTEL AND HOTEL RENEW,**

Petitioner/Cross-Respondent,

v.

NATIONAL LABOR RELATIONS BOARD,

Respondent/Cross-Petitioner.

Consolidated with Nos. 17-1118 and 17-1180

**AQUA- ASTON HOSPITALITY, LLC, d/b/a ASTON WAIKIKI BEACH
HOTEL AND HOTEL RENEW,**

Petitioner/Cross-Respondent,

v.

NATIONAL LABOR RELATIONS BOARD,

Respondent/Cross-Petitioner.

**ON PETITION FOR REVIEW AND CROSS-APPLICATION FOR
ENFORCEMENT OF A DECISION AND ORDER OF THE NATIONAL
LABOR RELATIONS BOARD**

**PETITIONER/CROSS-RESPONDENT AQUA-ASTON HOSPITALITY,
LLC, d/b/a ASTON WAIKIKI BEACH HOTEL AND HOTEL RENEW'S
ANSWER TO THE CROSS-APPLICATION FOR ENFORCEMENT OF AN
ORDER OF THE NATIONAL LABOR RELATIONS BOARD**

CERTIFICATE OF SERVICE

**Robert S. Katz (DC Cir. 55518)
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FOR THE DISTRICT OF COLUMBIA CIRCUIT**

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d/b/a ASTON WAIKIKI BEACH
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Petitioner/Cross-
Respondent,

v.

NATIONAL LABOR RELATIONS
BOARD,

Respondent/Cross-
Petitioner.

Case Numbers: 17-1117, 17-1118
and 17-1180

PETITIONER/CROSS-
RESPONDENT AQUA-ASTON
HOSPITALITY, LLC, D/B/A
ASTON WAIKIKI BEACH HOTEL
AND HOTEL RENEW'S ANSWER
TO THE CROSS-APPLICATION
FOR ENFORCEMENT OF AN
ORDER OF THE NATIONAL
LABOR RELATIONS BOARD

**PETITIONER/CROSS-RESPONDENT AQUA-ASTON HOSPITALITY,
LLC, d/b/a ASTON WAIKIKI BEACH HOTEL AND HOTEL RENEW'S
ANSWER TO THE CROSS-APPLICATION FOR ENFORCEMENT OF AN
ORDER OF THE NATIONAL LABOR RELATIONS BOARD**

Petitioner/Cross-Respondent AQUA-ASTON HOSPITALITY, LLC d/b/a
ASTON WAIKIKI BEACH HOTEL AND HOTEL RENEW ("Petitioner") hereby
submits its Answer to the National Labor Relations Board's Cross-Application for
Enforcement of its Orders reported at 365 NLRB Nos. 44 and 53 (2017) filed
herein on July 21, 2017 ("Cross-Application") as follows:

1. Petitioner admits that on April 19, 2017 it filed its Petitions for Review of a Decision and Order of the National Labor Relations Board (the “Order”) in Cases Nos 17-1117 and 17-1118 and that the two appeals were consolidated by this Court’s August 4, 2017 Order.

2. Petitioner denies that Respondent/Cross-Petitioner National Labor Relations Board is entitled to enforcement of its Orders in the consolidated cases.

3. Petitioner admits that Petitioner is aggrieved by the Board’s Orders and that the Court has jurisdiction over the Cross-Application pursuant to Section 10(e) of the National Labor Relations Act, as amended (“NLRA”) (29 U.S.C. § 160(e)).

4. Petitioner admits that venue is proper in this Circuit under Section 10(f) of the NLRA, 29 U.S.C. § 160(f).

Dated: August 2, 2017

Respectfully submitted,

/s/ Robert S. Katz

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CERTIFICATE OF SERVICE

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I HEREBY CERTIFY that on August 2, 2017 I electronically filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the D.C. Circuit by using the CM/ECF system. I certify that the foregoing document will be served via the CM/ECF system on all counsel, who are registered CM/ECF users.

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DATED: Honolulu, Hawai'i, August 2, 2017.

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