

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

NATIONAL LABOR RELATIONS BOARD	:	
	:	No. 17-71651
Petitioner	:	
v.	:	
	:	Board Case Nos.:
SYNERGY ONE LOCATING SERVICES, LLC, AND	:	28-CA-137972
SAFE MARKX, LLC, AS JOINT EMPLOYERS, PHOENIX,	:	28-CA-143708
ARIZONA, AND DERVON GASKINS, AN INDIVIDUAL	:	28-CA-145625
	:	28-CA-147819
Respondent	:	

MOTION TO FILE A CORRECTED PROPOSED JUDGMENT

To the Honorable, the Judges of the United States
Court of Appeals for the Ninth Circuit:

The National Labor Relations Board (“the Board”), by its Deputy Associate
General Counsel, respectfully moves to file a corrected proposed judgment and
shows as follows:

1. On June 7, 2017, the Board filed an application for summary entry of a
judgment enforcing a supplemental order of the National Labor Relations Board
and included a proposed judgment with its filing. These items were docketed
under number 17-71651, docket items one and two respectively.

2. The Board has recently been made aware of a typo in the Board’s
proposed judgment wherein the “s” in Dervon Gaskins was omitted, making it
“Dervon Gaskin.” Dervon Gaskins is the correct name.

3. Accordingly, the Board requests that the Court please accept for filing the attached corrected proposed judgment which merely adds an “s” to correct Dervon Gaskins’ name.

4. The Board is not aware of a counsel for Respondent to contact to obtain Respondent’s position regarding this filing.

WHEREFORE, the Board respectfully requests that the Court grant this motion and file the accompanying corrected proposed judgment.

s/ Linda Dreeben

Linda Dreeben
Deputy Associate General Counsel
NATIONAL LABOR RELATIONS BOARD
1015 Half Street, S.E.
Washington, D.C. 20570
(202) 273-2960

Dated in Washington, D.C.
this 26th day of September, 2017

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Respondent	:	

JUDGMENT ENFORCING A SUPPLEMENTAL ORDER OF
THE NATIONAL LABOR RELATIONS BOARD

Before:

This Court having on August 3, 2015, in No. 15-72162, entered its judgment enforcing in full the Order of the National Relations Board in Board Case Nos. 28-CA-137972, 28-CA-143708, 28-CA-145625 and 28-CA-147819, the Board on April 11, 2017, issued its Supplemental Decision and Order and having thereafter applied to this Court for summary entry of a judgment:

IT IS HEREBY ORDERED AND ADJUDGED by the Court that the Respondent, Synergy One Locating Services, LLC, and Safe MarkX, LLC, as joint employers, and Dervon Gaskins, an individual, their officers, agents, successors, and assigns, shall jointly and severally make whole employees Mason Crisenbacker, Sean Cherry, Jacob Cherry, Troy Hager, Henry Maurice Pettit, Adam Valdez, Kevin Schroeder, Devin Koivisto, Timothy Montanez, Joshua

Merino, Bryan McBride, Joe Moure, Edwin Cyrus Hare IV, Dan Huebner, David Venegas, Cory Jackson, James Redondo, Michael Cummings, Jason Lantrip, Manny Madrid, Pete Martinez, Stan Barker, Greg Digiordi, Garret Forrest, Sal Medina, and Jeff Rose by paying them the amounts set forth in the Board's Order, totaling \$46,359.00, plus interest as provided in the Board's Order.

Endorsed, Judgment Filed and Entered

/s/ Molly Dwyer
Molly Dwyer
Clerk

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Respondent	:	

CERTIFICATE OF SERVICE

The undersigned certifies that one copy each of the Board's Motion to File a Corrected Proposed Judgment along with a corrected proposed judgment in the above-captioned case, has been served by first class mail upon the following parties at the addresses listed below:

United States Corporation Agents, Inc.
300 Delaware Avenue, Suite 210-A
Wilmington, DE 19801

Safe MarkX, LLC
3122-529 Fincher Farm Road
Matthews, NC 28105

Synergy One Locating Services, LLC
2217 Matthews Township Pky, Ste D259
Matthews, NC 28105-2361

Dervon Gaskins
2538 Hampton Glen Ct.
Matthews, NC 28105-6717

s/ Linda Dreeben

Linda Dreeben
Deputy Associate General Counsel
NATIONAL LABOR RELATIONS BOARD
1015 Half Street, S.E.
Washington, D.C. 20570
(202) 273-2960

Dated in Washington, D.C.
this 26th day of September, 2017