

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
DIVISION OF JUDGES
NEW YORK BRANCH OFFICE

MHA, LLC d/b/a MEADOWLANDS
HOSPITAL MEDICAL CENTER

and

Cases 22-CA-176267
22-CA-197539

HEALTH PROFESSIONAL & ALLIED
EMPLOYEES, AFT/AFL-CIO

ORDER

This is the second request by Respondent to postpone the hearing originally scheduled to commence on November 21, 2017. On Friday, November 17, counsel for Respondent submitted a motion to adjourn the hearing due to a need to schedule surgery of which he had recently been apprised. No further information was provided.

To accommodate counsel's health requirements, I postponed the commencement of the hearing to Monday, December 4, 2017. As I noted in my order, I anticipated that, by that date, counsel would be recovered and able to assume his duties or find an appropriate replacement should he be unable to do so.

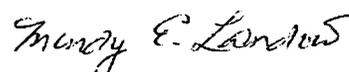
Respondent thereafter submitted an additional request for a postponement, noting that he would have to undergo additional medical procedures and that he had been the primary representative for Respondent for a number of years and was in the best position to provide adequate representation. It was requested that this matter be adjourned to a date in January 2018.

Both the General Counsel and the Charging Party have opposed this request stating, in essence, that while they are sympathetic to the Respondent's health concerns, other counsel could have assumed his duties in this matter.

While I am reluctant to postpone the matter further, I accept Respondent counsel's representations that he is unable to assume his duties in this matter and that his participation in these proceedings is in his client's best interest.

Based upon the foregoing, the hearing in this matter will commence on January 16, 2018. In the event Respondent counsel is unable to participate, this delay will certainly enable him to engage other competent counsel. In this regard, please be advised that absent extraordinary circumstances, there will be no further postponements of the hearing in this matter.

Dated at New York, New York
November 29, 2017



Mindy E. Landow
Associate Chief Administrative Law Judge