

Per PACER docket, no objections to the Board's proposed judgment were filed within 14 days as per the terms of the order. Consequently the proposed judgment submitted by the Board in this case has been adopted by the Circuit.

UNITED STATES COURT OF APPEALS

**FILED**

FOR THE NINTH CIRCUIT

NOV 30 2017

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

NATIONAL LABOR RELATIONS  
BOARD,

Petitioner,

v.

SYNERGY ONE LOCATING SERVICES,  
LLC; et al.,

Respondents.

No. 17-71651

NLRB No. 28-CA-137972  
National Labor Relations Board

ORDER

On September 13, 2017, this court granted the application of the National Labor Relations Board (“NLRB”) for summary enforcement of its April 11, 2017 supplemental order.

The NLRB’s September 26, 2017 motion to file a corrected proposed judgment (Docket Entry No. 11), which corrects a clerical error in the form of judgment originally submitted by the NLRB, is granted. Unless objections as to form are received within fourteen days from the date of this order, the form of judgment attached to the NLRB’s September 26, 2017 motion will become the judgment of this court.

The Clerk shall serve the proposed judgment attached to the NLRB’s September 26, 2017 motion on respondents at their addresses of record, and shall

also serve respondent Safe Mark X, LLC at 3122-529 Fincher Farm Road;  
Matthews, NC 28105.

FOR THE COURT:

MOLLY C. DWYER  
CLERK OF COURT

By: Alex Christopher  
Deputy Clerk  
Ninth Circuit Rule 27-7



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

**General Docket**  
**United States Court of Appeals for the Ninth Circuit**

**Court of Appeals Docket #:** 17-71651  
 NLRB v. Synergy One Locating Services,, et al  
**Appeal From:** National Labor Relations Board  
**Fee Status:** USA - No Fee Req

**Docketed:** 06/07/2017  
**Termed:** 11/30/2017

**Case Type Information:**

- 1) agency
- 2) enforcement
- 3) null

**Originating Court Information:**

**District:** NLRB-1 : 28-CA-137972  
**Date Filed:** 06/07/2017  
**Date Rec'd COA:**  
 06/07/2017

**Prior Cases:**

[15-72162](#)   **Date Filed:** 07/15/2015   **Date Disposed:** 07/16/2015   **Disposition:** Enforced

**Current Cases:**

None

NATIONAL LABOR RELATIONS BOARD  
 Petitioner,

Linda Dreeben, Deputy Associate General Counsel  
 Direct: 202-273-2960   
 [COR LD NTC Government]  
 NLRB - National Labor Relations Board  
 1015 Half Street, S.E.  
 Washington, DC 20003

v.

SYNERGY ONE LOCATING SERVICES, LLC  
 Respondent,

Synergy One Locating Services, LLC  
 [NTC Pro Se]  
 c/o Brian Jennings, Vice President of Operations  
 2217 Matthews Township Parkway  
 Suite D259  
 Matthews, NC 28105

SAFE MARK X, LLC, as Joint Employers, Phoenix, Arizona  
 Respondent,

Safe Mark X, LLC  
 [NTC Pro Se]  
 c/o Brian Jennings, Vice President of Operations  
 2217 Matthews Township Parkway  
 Suite D259  
 Matthews, NC 28105

DERVON GASKINS  
 Respondent,

Dervon Gaskins  
 [NTC Pro Se]  
 2538 Hampton Glen Ct.  
 Matthews, NC 28105-6717

NATIONAL LABOR RELATIONS BOARD,

Petitioner,

v.

SYNERGY ONE LOCATING SERVICES, LLC; SAFE MARK X, LLC, as Joint Employers, Phoenix, Arizona; DEVON GASKINS,

Respondents.

06/07/2017	<a href="#">1</a> 10 pg, 269.19 KB	FILED NLRB'S APPLICATION FOR SUMMARY ENTRY OF A JUDGMENT ENFORCING A SUPPLEMENTAL ORDER. DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. NOTIFIED RESPONDENTS OF FILING. SEND MQ: No. . [10463888] (BY) [Entered: 06/07/2017 04:16 PM]
06/07/2017	<a href="#">2</a> 2 pg, 9.05 KB	RECEIVED PROPOSED JUDGMENT. [10463901] (BY) [Entered: 06/07/2017 04:19 PM]
06/07/2017	<a href="#">3</a> 3 pg, 41.44 KB	Filed Petitioner NLRB Mediation Questionnaire. Served on 06/07/2017. [10463905] (BY) [Entered: 06/07/2017 04:20 PM]
06/16/2017	4	Mail returned on 06/16/2017 addressed to Synergy One Locating Services, LLC, re: case opening letter <a href="#">[1]</a> sent on 06/07/2017. Returned envelope notes: return to sender, not deliverable as addressed, unable to forward. Resending to: case files; no forwarding address found. [10477624] (LA) [Entered: 06/16/2017 05:25 PM]
06/19/2017	5	Mail returned on 06/19/2017 addressed to Safe Mark X, LLC, re: 6/7/17 order mailed to c/o Brian Jennings, Vice President of Operations 2217 Matthews Township Parkway Suite D259 Matthews, NC 28105. Returned envelope reads: return to sender, not deliverable as addressed, unable to fwd.. Resending to: casefile-no fwd address. [10479346] (Turcios, Margoth) [Entered: 06/19/2017 02:40 PM]
06/30/2017	<a href="#">6</a> 2 pg, 195.05 KB	MEDIATION ORDER FILED: This case is NOT SELECTED for inclusion in the Mediation Program. Counsel may contact circuit mediator to discuss services available through the court's mediation program, to request a settlement assessment conf, or to request a stay of the appeal for settlement purposes. Also, upon agreement of the parties, the brfing sch can be modified or vacated to facilitate settlement discussions. Csl are requested to send copies of this order to their clients. Info regarding the mediation program may be found at www.ca9.uscourts.gov/mediation. [10494853] (CL) [Entered: 06/30/2017 04:04 PM]
07/24/2017	7	Mail returned on 07/21/2017 addressed to Safe Mark X, LLC, re: Court order filed on 06/30/17 <a href="#">[6]</a> Return to sender-not deliverable as addressed. Resending to: casefiles-no forwarding address. [10518683] (JFF) [Entered: 07/24/2017 11:46 AM]
07/24/2017	8	Mail returned on 07/21/2017 addressed to Synergy One Locating Services, LLC, re: Court order filed on 06/30/2017 <a href="#">[6]</a> UTf- Return to sender. Resending to: casefiles-no forwarding address. [10518705] (JFF) [Entered: 07/24/2017 11:53 AM]
09/13/2017	<a href="#">9</a> 3 pg, 201.9 KB	Filed order (SUSAN P. GRABER, JOHNNIE B. RAWLINSON and JAY S. BYBEE) The application of the National Labor Relations Board for summary enforcement of its April 11, 2017 supplemental order is granted. Unless objections as to form are received within fourteen (14) days of the date of this order, the form of judgment already submitted by the National Labor Relations Board will be the judgment of the court. The Clerk shall serve the proposed judgment on respondents at their addresses of record, and shall also serve respondent Safe Mark X, LLC at 3122-529 Fincher Farm Road; Matthews, NC 28105. [10579824] (WL) [Entered: 09/13/2017 02:28 PM]
09/13/2017	10	A copy of the proposed judgement as mailed to respodent Safe Mark X, LLC at 3122-529 Fincher Farm Road; Matthews, NC 28105 [10579832] (WL) [Entered: 09/13/2017 02:30 PM]
09/25/2017	12	Mail returned on 09/25/2017 addressed to Safe Mark X, LLC and Synergy One Locating Services, LLC, re: 9/13/17 order <a href="#">[9]</a> return to sender-not deliverable as addressed-unable forward. Resending to: casefiles.. [10596338] (CW) [Entered: 09/27/2017 12:07 PM]
09/26/2017	<a href="#">11</a> 5 pg, 13.41 KB	Filed (ECF) Petitioner NLRB Motion for miscellaneous relief [Motion to correct the National Labor Relations Board's proposed judgment]. Date of service: 09/26/2017. [10594867] [17-71651] (Dreeben, Linda) [Entered: 09/26/2017 01:59 PM]
09/29/2017	13	Mail returned on 09/26/2017 addressed to Ms. Linda Dreeben for NLRB, re: Court order filed on 09/13/17 <a href="#">[9]</a> Return to sender- not deliverable. Resending to: casefiles- no forwarding address. [10599517] (JFF) [Entered: 09/29/2017 11:18 AM]
11/06/2017	<a href="#">14</a> 2 pg, 18.23 KB	Filed (ECF) Petitioner NLRB Correspondence: Request to finalize the Court's judgment pursuant to the Court's September 13, 2017 order and NLRB submitted typographical correction.. Date of service: 11/06/2017 [10643883] [17-71651] (Dreeben, Linda) [Entered: 11/06/2017 09:23 AM]
11/30/2017	<a href="#">15</a>	Filed order (Deputy Clerk: AC) On September 13, 2017, this court granted the application of the National

4 pg, 209.33 KB Labor Relations Board ("NLRB") for summary enforcement of its April 11, 2017 supplemental order. The NLRB's September 26, 2017 motion to file a corrected proposed judgment (Docket Entry No. [\[11\]](#)), which corrects a clerical error in the form of judgment originally submitted by the NLRB, is granted. Unless objections as to form are received within fourteen days from the date of this order, the form of judgment attached to the NLRB's September 26, 2017 motion will become the judgment of this court. The Clerk shall serve the proposed judgment attached to the NLRB's September 26, 2017 motion on respondents at their addresses of record, and shall also serve respondent Safe Mark X, LLC at 3122-529 Fincher Farm Road; Matthews, NC 28105. [10673028] (WL) [Entered: 11/30/2017 11:19 AM]

11/30/2017 16 A copy of 11/30/17 order and proposed judgment [\[15\]](#) was mailed to Safe Mark X, LLC at 3122-529 Fincher Farm Road; Matthews, NC 28105. [10673035] (WL) [Entered: 11/30/2017 11:20 AM]

## PACER Service Center

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<b>Description:</b>	Docket Report (filtered)	<b>Search Criteria:</b>	17-71651
<b>Billable Pages:</b>	2	<b>Cost:</b>	0.20