

**UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

LINCOLN EASTERN MANAGEMENT CORP.)	
)	
Petitioner)	
)	
v.)	No. 16-60401
)	
NATIONAL LABOR RELATIONS BOARD)	
)	
Respondent)	
)	

**STATUS REPORT BY
THE NATIONAL LABOR RELATIONS BOARD**

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

The National Labor Relations Board (“the Board”) provides the following update regarding the above-captioned case:

1. On July 1, 2016, the Court placed this case in abeyance pending the outcome of *Murphy Oil USA, Inc. v. NLRB*, 808 F.3d 1013 (5th Cir. 2015), and instructed that a stay follow up be filed.

2. The case was briefed and oral argument was held October 2, 2017. Therefore, the proceedings are not completed and it is appropriate for this case to remain in abeyance.

Respectfully submitted,

/s/ Linda Dreeben

Linda Dreeben

Deputy Associate General Counsel

National Labor Relations Board

1015 Half Street, SE

Washington, DC 20570

(202) 273-2960

Dated at Washington, DC
this 9th day of April 2018

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CERTIFICATE OF SERVICE

I certify that on April 9, 2018, the foregoing motion was filed with the Clerk of the Court for the United States Court of Appeals for the Fifth Circuit by using the appellate CM/ECF system, and that all counsel are registered CM/ECF users.

/s/ Linda Dreeben _____
Linda Dreeben
Deputy Associate General Counsel
National Labor Relations Board
1015 Half Street, SE
Washington, DC 20570

Dated at Washington, DC
this 9th day of April 2018