

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

NATIONAL LABOR RELATIONS BOARD	:	
	:	
	:	
Petitioner,	:	
	:	
v.	:	NO. 16-3415
	:	
EYM KING OF MISSOURI, LLC,	:	
	:	
Respondent.	:	

RESPONDENT’S REPORT PURSUANT TO ORDER OF ABEYANCE

TO THE HONORABLE JUDGES OF THE UNITED STATES COURT OF APPEALS FOR THE EIGHTH CIRCUIT:

1. Respondent EYM King of Missouri, LLC (“Respondent”) files this Report pursuant to this Court’s Order dated April 13, 2018 holding the Petition of the National Labor Relations Board for Adjudication in Civil Contempt and for Other Civil Relief (“Petition”) in abeyance for 14 days to provide Respondent a final opportunity to comply with the Court’s June 21, 2017 judgment.

2. By letter dated April 26, 2018 from separate counsel for Respondent, Jason R. Mullis, to counsel for Terrence Wise, Fred Wickham, Respondent has extended an offer to Terrence Wise of unconditional reinstatement of employment at Respondent’s Burger King restaurant located at 1102 E. 47th Street in Kansas City, Missouri. At the time of this filing, Respondent has not received an answer from

Mr. Wise or his attorney in response to the offer. A copy of the offer letter was also sent via email to counsel for the NLRB in this case, Pia Winston, and to Brett Huckell, Compliance Officer at the NLRB.

Respectfully submitted,

/s/ Douglas C. Bracken
Douglas C. Bracken
Texas Bar No. 00783697
SCHEEF & STONE, LLP
Dallas, Texas 75201
Telephone: (214) 706-4200
Telecopier: (214) 706-4242
douglas.bracken@solidcounsel.com

**ATTORNEYS FOR RESPONDENT
EYM KING OF MISSOURI, LLC**

Dated April 27, 2018

CERTIFICATE OF SERVICE

I hereby certify that on April 27, 2018, I electronically filed the foregoing with the Clerk for the Court of the United States Court of Appeals for the Eighth Circuit by using the appellate CM/ECF system. I further certify that this document was served on all parties or their counsel of record through the appellate CM/ECF system.

/s/ Douglas C. Bracken
Douglas C. Bracken

CERTIFICATE OF COMPLIANCE WITH TYPE-VOLUME LIMIT

This document complies with the word limit of Fed. R. App. P. 27(d)(2)(A) because, excluding the parts of the document exempted by Fed. R. App. P. 32(f), this document contains 163 words. This document also complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and the type-style requirements of Fed. R. App. P. 32(a)(6) because it has been prepared in a proportionally spaced typeface using Microsoft Word in 14 point font size and Times New Roman style font.

/s/ Douglas C. Bracken _____
Douglas C. Bracken