

and the free flow of commerce, and it may fairly be anticipated that, unless a temporary injunction is issued, Respondent will continue or repeat the acts and conduct alleged in the Petition, or similar acts and conduct. No previous application has been made for the order or relief herein sought.

(b) Section 10(j) of the National Labor Relations Act reflects the Congressional determination that because of the sometimes necessarily protracted and time consuming legal procedures, Congress gave the Board power in the public interest to seek injunctive relief to prevent persons who are violating the Act from accomplishing their unlawful purpose. In Section 10(j), Congress gave the Board the power to petition any District Court of the United States for appropriate temporary relief. The legislative history of the Act shows that Congress intended such power to be exercised by the Court. S. Rep. No. 105, 80th Cong., 1st Sess. 8, 27 (1947).

3. Accordingly, I respectfully submit that the Congressional mandate referred to above dictates that the most expeditious procedures available should be utilized in proceedings of this nature, and that, therefore, good and sufficient reason exists within the meaning of Local Civil Rule 6.1(d) to bring this matter on by Order to Show Cause, rather than by Notice of Motion. This action for injunction under Section 10(j) of the Act seeks to restrain conduct which is currently obstructing or leading to the obstruction of interstate commerce. Therefore, good cause exists within the meaning of 28 U.S.C. §1657 to expedite consideration of this case by allowing it to be heard upon an Order to Show Cause, rather upon a Notice of Motion.

4. On October 10, 2018, my office made an offer to settle the unfair labor practice allegations by e-mail to Michael Carrouth, Esq., Counsel for Respondent.

5. On December 10, 2018, Michael Carrouth, Esq., Counsel for Respondent, was advised that the Board would be making application for a temporary injunction order.

Dated at Brooklyn, New York, on December 13, 2018.

Kathy Drew King
Regional Director, Region 29
National Labor Relations Board
Two MetroTech Center, Suite 5100
Brooklyn, New York 11201

Subscribed and sworn to before me

On
