

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 01**

NSL COUNTRY GARDENS, LLC

And

**NEW ENGLAND HEALTHCARE EMPLOYEES UNION
1199**

**Cases 01-CA-223025
01-CA-223397
01-CA-223565
01-CA-224038
01-CA-224658
01-CA-229386
01-CA-230066
01-CA-231797
01-CA-231850**

**UNOPPOSED MOTION TO EXTEND DEADLINE TO
FILE POST-HEARING BRIEFS**

Counsels for the General Counsel (CGC) hereby move, without opposition from Respondent NSL Country Gardens (NSL) or Charging Party New England Healthcare Employees Union 1199 (the Union), to extend all parties' deadline to file post-hearing briefs in the above-referenced matter. In support of this motion, CGC states as follows:

1. The parties participated in a 14-day administrative hearing before the Honorable Geoffrey Carter, which concluded on April 26, 2019.
2. During the trial, the parties began litigating a parallel Section 10(j) proceeding in the United States District Court for the District of Massachusetts. That litigation is ongoing and NSL has appealed the District Court's ruling, which is presently pending before the United States Court of Appeals for the First Circuit.
3. The trial transcript in the administrative proceeding is nearly 2,600 pages and the administrative record contains approximately 200 exhibits.
4. Post-hearing briefs are currently due on June 28, 2019.

5. In addition to the administrative and federal court proceedings described above, CGC have been directed to conduct a non-compliance investigation based upon information that NSL has failed to comply with the District Court's May 10, 2019 and May 16, 2019 Orders. The ongoing non-compliance investigation has required CGC to divert their limited resources away from completing their review of the lengthy trial transcript and large number of exhibits. In light of this intervening non-compliance investigation, CGC submits that they cannot reasonably complete their review of the administrative record and submit their post-trial brief by June 28, 2019.

6. In these circumstances, CGC further submit that granting additional time will ensure that post-hearing briefs are comprehensive and effectively present the facts and legal arguments which will assist Judge Carter in issuing his decision.

7. For the foregoing reasons, CGC request that the deadline for submitting post-hearing briefs be extended until August 23, 2019.

8. Counsel for NSL and the Union have informed CGC that they do not oppose CGC's motion or the proposed August 23, 2019 deadline.

WHEREFORE, CGC respectfully request that the deadline for submitting post-hearing briefs be extended until August 23, 2019.

Dated: June 13, 2019 at Boston, Massachusetts.

Respectfully submitted,

/s/ Daniel F. Fein

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CERTIFICATE OF SERVICE

On **June XX, 2019**, the foregoing was served by electronic mail on the following:

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