

**UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

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THE RUPRECHT CO.	)	
	)	
Petitioner	)	
	)	
v.	)	Nos. 18-1297, 18-1306
	)	
NATIONAL LABOR RELATIONS BOARD	)	
	)	
Respondent	)	
	)	
UNITE HERE LOCAL 1	)	
	)	
Intervenor	)	

**JOINT MOTION TO DISMISS**

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

Pursuant to Federal Rule of Appellate Procedure 42(b), the National Labor Relations Board, Ruprecht Co., and Unite Here Local 1 jointly move to dismiss these consolidated cases, as follows:

1. The parties have reached an agreement to resolve these cases, dispensing with the need for further litigation.
2. The parties jointly request that the Court dismiss Ruprecht’s petition for review in case number 18-1297 with prejudice.
3. The parties also jointly request that the Court dismiss the Board’s cross-application for enforcement in case number 18-1306 without prejudice.

4. Each party is to bear its own costs.

5. Ruprecht and Local 1 have authorized the Board to file this motion on their behalf.

WHEREFORE, the parties respectfully request that Ruprecht's petition for review be dismissed with prejudice, and that the Board's cross-application for enforcement be dismissed without prejudice.

Respectfully submitted,

/s/ David Habenstreit  
David Habenstreit  
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/s/ Aaron Tulencik  
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*Counsel for Unite Here Local 1*

Dated at Washington, DC  
this 27th day of June, 2019

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Intervenor	)	

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**CERTIFICATE OF COMPLIANCE**

Pursuant to Federal Rule of Appellate Procedure 32(g)(1), the Board certifies that this document contains 155 words of proportionally spaced, 14-point type, and that the word-processing system used was Microsoft Word 2016.

Dated at Washington, DC  
this 27th day of June, 2019

/s/ David Habenstreit  
David Habenstreit  
Acting Deputy Associate General Counsel  
NATIONAL LABOR RELATIONS BOARD  
1015 Half Street SE  
Washington, DC 20570

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Intervenor	)	

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**CERTIFICATE OF SERVICE**

I hereby certify that on June 27, 2019, I electronically filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the District of Columbia Circuit by using the CM/ECF system. I certify that the foregoing document will be served via the CM/ECF system on all parties or their counsel of record.

/s/ David Habenstreit  
David Habenstreit  
Acting Deputy Associate General Counsel  
NATIONAL LABOR RELATIONS BOARD  
1015 Half Street SE  
Washington, DC 20570

Dated at Washington, DC  
this 27th day of June, 2019