

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

**NSL COUNTRY GARDENS, LLC**

**And**

**NEW ENGLAND HEALTHCARE EMPLOYEES UNION  
1199**

**And**

**KATHERINE MINYO, an Individual**

**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**

**CORRECTED: JOINT MOTION FOR EXPEDITED ORDER SEVERING CASE NO.  
01-CA-224658 FROM THE THIRD ORDER FURTHER CONSOLIDATING CASES,  
CONSOLIDATED COMPLAINT AND NOTICE OF HEARING, AND REMANDING TO  
THE ACTING REGIONAL DIRECTOR**

The undersigned hereby jointly move for an expedited order severing Case No. 01-CA-224658, as amended, from the Third Order Further Consolidating Cases, Consolidated Complaint and Notice of Hearing, and remanding that case to the Acting Regional Director of Region 01 of the National Labor Relations Board (NLRB) for further processing consistent with the below-described non-Board settlement. In support of this motion, the undersigned state as follows:

1. The parties participated in a 14-day administrative hearing before the Honorable Geoffrey Carter, which concluded on April 26, 2019.
2. Since the administrative hearing's conclusion, counsel for Respondent NSL Country Gardens, LLC (NSL) and counsel for Charging Party New England

Healthcare Employees 1199 (the Union) have engaged in settlement discussions concerning Case No. 01-CA-224658 (the Charge), which alleges that NSL discharged employee Kelly Sherman (Sherman) in violation of Section 8(a)(3) and (1) of the National Labor Relations Act (the Act).

3. On July 10, 2019, NSL, the Union, and Sherman executed a non-Board settlement agreement (the Agreement).

4. In consideration of the foregoing, and in full satisfaction of the allegations which are the subject of the Charge, the Union, with Sherman's informed consent, has requested that the charge in Case No. 01-CA-224658 be withdrawn.

5. The Agreement fully comports with the requirements of *Memorandum 07-27, Non-Board Settlements*, dated December 27, 2006.

6. Due to exigent circumstances Sherman faces, time is of the essence in this matter.

WHEREFORE, the undersigned parties respectfully request that the Charge be severed and remanded, with all due haste, to the Acting Regional Director of Region 01 of the NLRB for prompt processing of the Charge consistent with the terms of the Agreement.

Dated: July 10, 2019

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

On July 10, 2019, the foregoing was served by electronic mail on the following:

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