

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

EXXONMOBIL RESEARCH &
ENGINEERING CO., INC.,

Respondent,

and

INDEPENDENT LABORATORY
EMPLOYEES' UNION, INC.,

Charging Party.

CASE NOS. 22-CA-218903
22-CA-223073
22-CA-232016

**MOTION TO EXPEDITE PROCESSING OF RESPONDENT'S EXCEPTIONS TO THE
ADMINISTRATIVE LAW JUDGE'S DECISION**

Pursuant to Sections 102.47 and 102.2 of the Rules and Regulations of the National Labor Relations Board, Respondent ExxonMobil Research and Engineering Co., Inc. ("Respondent") hereby files this Motion to Expedite Processing of Respondent's Exceptions to the Administrative Law Judge's June 12, 2019 Decision ("Decision").

Respondent and the Independent Laboratory Employees' Union ("Union") have engaged in negotiations for a successor collective bargaining agreement since May 2018. Although the parties have reached consensus on approximately 90 percent of the issues raised during this instant round of negotiations, they have yet to reach agreement on Respondent's right to contract work. The June 12, 2019 Decision found that Respondent unlawfully conditioned agreement on its contracting proposal, which the ALJ found to be a permissive subject of bargaining. For the reasons set forth in the accompanying brief in support of Respondent's exceptions to the Decision, the ALJ's finding is entirely erroneous. Allowing a decision containing such an egregious error of law to stand, even temporarily, may cause confusion for other litigants.

Finally, Respondent submits that prompt resolution of its exceptions will allow the parties to negotiate under the correct legal landscape, thereby removing an unnecessary roadblock preventing the parties from reaching an overall agreement.

WHEREFORE, given the above-referenced circumstances, Respondent respectfully requests that this Motion to Expedite Processing of Respondent's Exceptions to the Administrative Law Judge's June 12, 2019 Decision be granted.

Respectfully submitted,

JACKSON LEWIS P.C.
1155 Peachtree Street, N.E.
Suite 1000
Atlanta, Georgia 30309
Office: (404) 525-8200
Facsimile: (404) 525-1173

-and-

666 Third Avenue, 29th Floor
New York, New York 10017
Office: (212) 545-4000
Facsimile: (212) 972-3213

By: /s Daniel D. Schudroff
Jonathan J. Spitz
Craig M. Stanley
Daniel D. Schudroff
Amanda J. Fray
ATTORNEYS FOR THE EMPLOYER

July 24, 2019

CERTIFICATE OF SERVICE

The undersigned affirms that on July 24, 2019, the foregoing Motion was filed with the National Labor Relations Board using the e-filing system at www.nlr.gov, and that copies were served on the following individuals by electronic mail:

David Leach III
Regional Director
National Labor Relations Board, Region 22
20 Washington Place, Floor 5
Newark, NJ 07102-3127
David.Leach@nlrb.gov

Attention: Joanna Pagones Ross (Joanna.Pagones@nlrb.gov)

Dominick Bratti
Annemarie Greenan
Bratti Greenan LLC
1040 Broad Street Suite 104 Shrewsbury, NJ 07702
DBratti@brattigreenan.com
AGreenan@brattigreenan.com

By: /s Daniel D. Schudroff

4836-8841-0525, v. 1