

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

Thurgood Marshall U.S. Courthouse 40 Foley Square, New York, NY 10007 Telephone: 212-857-8500

MOTION INFORMATION STATEMENT

Docket Number(s): 18-2784ag

Caption [use short title]

Motion for: Adjournment/Postponement of Oral Argument

Set forth below precise, complete statement of relief sought:

Pursuant to Local Rule 34.1(e), Respondent Newark Electric requests an order postponing oral argument in this matter due to an emergency medical condition of Respondent counsel-of-record's wife.

National Labor Relations Board v. Newark Electric Corporation

MOVING PARTY: Newark Electric Corporation OPPOSING PARTY: National Labor Relations Board

- Plaintiff Defendant Appellant/Petitioner Appellee/Respondent

MOVING ATTORNEY: Edward A. Trevvett OPPOSING ATTORNEY: Milakshmi V. Rajapakse

Harris Beach PLLC 99 Garnsey Road, Pittsford NY, 14534 (585) 419-8800 National Labor Relations Board 1015 Half Street, SE, Washington D.C. 20570 (202) 273-2914

Court- Judge/ Agency appealed from: National Labor Relations Board

Please check appropriate boxes:

Has movant notified opposing counsel (required by Local Rule 27.1): Yes No (explain): Opposing counsel has advised they take "no position" on the motion.

Opposing counsel's position on motion: Unopposed Opposed Don't Know

Does opposing counsel intend to file a response: Yes No Don't Know

FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND INJUNCTIONS PENDING APPEAL:

Has this request for relief been made below? Has this relief been previously sought in this court?

Requested return date and explanation of emergency: Over the late night hours of Sunday, September 29th, undersigned-counsel's wife suffered a medical emergency and was admitted to the hospital. Counsel is unable to travel to appear for oral argument. Counsel respectfully requests a 30-day postponement of argument.

Is oral argument on motion requested? Yes No (requests for oral argument will not necessarily be granted)

Has argument date of appeal been set? Yes No If yes, enter date: October 1, 2019

Signature of Moving Attorney:

/s/ Edward A. Trevvett Date: 9-30-2019 Service by: CM/ECF Other [Attach proof of service]