



United States Government

NATIONAL LABOR RELATIONS BOARD

OFFICE OF THE GENERAL COUNSEL

Washington, D.C. 20570

January 16, 2020

Marcia M. Waldron
Clerk of the Court
U.S. Court of Appeals for the 3rd Circuit
21400 United States Courthouse
601 Market Street
Philadelphia, PA 19106

Re: *NLRB v. Mountain View Care and Rehabilitation Center, LLC*
Board Case Nos. 04-CA-235894 and 04-CA-238216

Dear Ms. Waldron:

I am enclosing an original and five copies of the National Labor Relations Board's application for enforcement of its Order in this case. Within forty days of the Court's docketing of this application, I will file the agency record or the certified list of its contents.

Please serve a copy of this application on the Respondent, Mountain View Care and Rehabilitation Center, LLC, whose address appears on the service list. I have served a copy of the application on each party admitted to participate in the Board proceedings, and their names and addresses also appear on the service list.

I am counsel of record for the Board, and all correspondence should be addressed to me. I would appreciate your furnishing the Board's Regional Director, whose name and address also appear on the service list, with a copy of any correspondence the Court sends to counsel in this case. The Board attorneys

directly responsible for this case are Usha Dheenan (202) 273-2948 and Michael Hickson (202) 273-2985.

Sincerely,

A handwritten signature in black ink, appearing to read 'David Habenstreit', with a long horizontal flourish extending to the right.

David Habenstreit
Assistant General Counsel
NATIONAL LABOR RELATIONS BOARD
1015 Half Street, SE
Washington, DC 20570
(202) 273-2960

Enclosures

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SERVICE LIST

NLRB v. Mountain View Care and Rehabilitation Center, LLC
Board Case Nos. 04-CA-235894 and 04-CA-238216

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Charging Party

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Philadelphia, PA 19107

Regional Director

**UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT**

NATIONAL LABOR RELATIONS BOARD)	
Petitioner)	
)	
v.)	Board Case Nos.
)	04-CA-235894,
MOUNTAIN VIEW CARE AND)	04-CA-238216
REHABILITATION CENTER, LLC)	
Respondent)	

**APPLICATION FOR ENFORCEMENT
OF AN ORDER OF THE
NATIONAL LABOR RELATIONS BOARD**

The National Labor Relations Board hereby applies to the Court for enforcement of its Order issued against Mountain View Care and Rehabilitation Center, LLC on December 5, 2019, in Board Case Nos. 04-CA-235894 and 04-CA-238216, reported at 368 NLRB No. 128. The Board seeks enforcement of its Order in full.

The Court has jurisdiction over this application pursuant to Section 10(e) of the National Labor Relations Act, as amended (29 U.S.C. § 151, 160(e)). Venue is proper in this Circuit because the unfair labor practices occurred in Scranton, Pennsylvania.



David Habenstreit
Assistant General Counsel
NATIONAL LABOR RELATIONS BOARD
1015 Half Street, SE
Washington, DC 20570
(202) 273-2960

Dated at Washington, DC
this 16th day of January 2020

**UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT**

NATIONAL LABOR RELATIONS BOARD)	
Petitioner)	
)	
v.)	Board Case Nos.
)	04-CA-235894,
MOUNTAIN VIEW CARE AND)	04-CA-238216
REHABILITATION CENTER, LLC)	
Respondent)	

CERTIFICATE OF SERVICE

The undersigned certifies that the Board's application for enforcement of its Order in this case is being filed with the Clerk of the Court for the United States Court of Appeals for the Third Circuit via UPS. I certify that the foregoing document will be served today via email on the following counsel:

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David Habenstreit
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1015 Half Street, SE
Washington, DC 20570
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Dated at Washington, DC
this 16th day of January 2020