

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
WASHINGTON, D.C.

In the Matter of:

Wismettac Asian Foods, Inc.,

Case No. 21-RC-204759

Employer,

and

**International Brotherhood of
Teamsters, Local 630,**

Petitioner.

**UNOPPOSED MOTION TO REQUEST EXTENSION
OF TIME TO FILE OPPOSITION TO REQUEST FOR REVIEW;
SUPPORTING DECLARATION**

On May 11, 2020, Wismettac Asian Foods, Inc. (“Employer”) filed a “Request for Review of the Regional Director’s Decision to Overrule the Employer’s Exceptions and Overrule the Union’s Exceptions, Adopt the Administrative Law Judge’s Recommendations and Certificate of Representative; and Request for Remand to the Region” (“Request for Review”).

Pursuant to the National Labor Relations Board, Rules and Regulations, Section 102.67(f), any party may, within 7 days, after the last day on which the request for review must be filed, file with the Board a statement in opposition.

An Opposition to the Request for Review is currently due on Monday, May 18, 2020. The International Brotherhood of Teamsters, Local 630, respectfully moves for a one-

week extension of time, to and including, May 26, 2019, in which to file its Opposition to the Request for Review. Declaration of Renée Sánchez (“Sánchez Declaration”) ¶ 2.

The Union has not previously requested any extension of time to file its Opposition. Sánchez Declaration ¶ 2. Counsel for the Employer has been notified of this request and has stated that the Employer does not oppose it. Sánchez Declaration ¶ 4.

Good cause exists for the requested extension, as set forth in detail in the attached declaration and because it is unopposed. Sánchez Declaration ¶ 5-7. No significant delay of this matter, which has been pending since 2017, will result from such an extension.

For these reasons, the Union without objection from the Employer, respectfully request that this motion be granted and that the Union be allowed until May 26, 2020, in which to file its Opposition.

Dated: May 15, 2020

HAYES, ORTEGA, & SÁNCHEZ

 /s/ Renée Sánchez

Renee Sanchez

Attorneys for the Union

International Brotherhood of Teamsters, Local 630

**DECLARATION OF RENÉE SÁNCHEZ IN SUPPORT OF MOTION TO REQUEST
EXTENSION OF TIME TO FILE OPPOSITION TO REQUEST FOR REVIEW**

I, Renée Sánchez, do hereby declare as follows:

1. I am an attorney and partner at the law firm of Hayes, Ortega & Sánchez, counsel of record for the International Brotherhood of Teamsters, Local 630, the Union and Petitioner in this matter (hereinafter the “Union”). I submit this declaration in support of this Motion to Extend Time to File an Opposition to Employer’s Request for Review. Except as otherwise stated, the matters set forth herein are based upon my personal knowledge, and I could and would testify competently thereto if called upon to do so.
2. Pursuant to NLRB Rules and Regulations, Section 102.67(f), the Union’s Opposition to the Employer’s Request for Review is currently due on Monday, May 18, 2020. The Union requests a one-week extension, to and including May 26, 2020.
3. The Union has not previously sought any extension of time for filing of the Opposition.
4. On May 14, 2020, I contacted Counsel for the Employer to advise that the Union would seek an extension of time for the filing its Opposition. Counsel for the Employer advised that the Employer would not oppose the instant Motion.
5. Counsel for the Union’s office has been closed since March 19, 2020, when California Governor Newsom issued Executive Order N-33-20 (the “Stay Home Order”) and Los Angeles Mayor Garcetti issued an emergency “Safer at Home” Order. Work performed by counsel for the Union and support staff is being done remotely, which has caused significant delay in all outstanding matters.
6. Filing the Union’s Opposition to Employer’s Request for Review in this matter will require counsel and support staff to work in the office, but in order to practice social distancing, office work is now staggered, which has also caused delay in filings.

7. The Regional Director's Decision involves complicated issues and the record in this matter comprises over one thousand pages, hundreds of exhibits, and the Administrative Law Judge's Decision is in excess of one hundred pages.

HAYES, ORTEGA & SÁNCHEZ

By: _____/s/_____

Renée Sánchez, Esq.

Attorney for the Union

Teamsters Local 630