

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 18-60474

DENTON COUNTY ELECTRIC COOPERATIVE, INCORPORATED, doing
business as CoServ Electric,

Petitioner Cross-Respondent

v.

NATIONAL LABOR RELATIONS BOARD,

Respondent Cross-Petitioner

Petitions for Review of an Order of the
National Labor Relations Board

Before DAVIS, STEWART, and ELROD, Circuit Judges.

PER CURIAM:

The National Labor Relations Board moves this court to recall the mandate issued on June 16, 2020 and to amend the judgment issued that day. The Board asks this court to address a clerical error by attaching an appendix to the judgment and to include additional substantive provisions in the judgment that were not specifically challenged on appeal or addressed in our opinion. CoServ filed a response, agreeing with the Board that an appendix is needed, but opposing the Board's request to include additional substantive provisions.

We GRANT the Board's motion to recall the mandate and GRANT IN PART the Board's motion to amend the judgment for the limited purpose of attaching an appendix.

After careful consideration of the parties' proposed judgments and the motion and response, we DENY the Board's motion to amend the judgment as to the requested substantive modifications. As the Board indicates, the additional provisions it seeks were not reviewed by this court on appeal. And as noted in our opinion, the parties appear to have dealt with these allegations previously in a settlement agreement.

The attached judgment, which is identical except for the newly included appendix, shall be issued with this order and the mandate shall reissue forthwith.