

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

NATIONAL LABOR RELATIONS BOARD)	
Petitioner)	
)	No. 20-72209
v.)	
)	Board Case No.
NATIONAL HOT ROD ASSOCIATION (NHRA))	29-CA-254760
Respondent)	

**MOTION OF
THE NATIONAL LABOR RELATIONS BOARD
TO HOLD CASE IN ABEYANCE**

To the Honorable, the Judges of the United States
Court of Appeals for the Ninth Circuit:

The National Labor Relations Board (“the Board”), by its Assistant General Counsel, states as follows:

1. As directed by the Court, the Board submits this status report regarding the Board’s unopposed motion to stay appellate proceedings pending resolution of *NHRA I* (D.C. Cir. Nos. 20-1152 and 20-1179), which this Court granted on August 7, 2020.

2. On August 28, 2020, Petitioner National Hot Rod Association filed its brief in *NHRA I*. The Board expects to file its brief as required by the briefing schedule in that case on October 28, 2020. The briefing schedule requires Intervenor International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts of the United States, Its Territories and Canada, AFL-CIO, CLC to file its brief on November 4, 2020, and the Petitioner National Hot Rod Association to file its reply brief on November 18, 2020.

3. The estimated date of resolution of *NHRA I* is not known.
4. The Board respectfully requests that the Court continue to hold this

case in abeyance pending resolution of *NHRA I*.

Respectfully submitted,

/s/ David Habenstreit

David Habenstreit

Assistant General Counsel

NATIONAL LABOR RELATIONS BOARD

1015 Half Street, SE

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(202) 273-2960

Dated at Washington, DC
this 15th day of October 2020

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CERTIFICATE OF COMPLIANCE

Pursuant to Federal Rule of Appellate Procedure 32(g)(1), the Board certifies that its document contains 269 words of proportionally-spaced, 14-point type, and the word processing system used was Microsoft Word 2016.

Respectfully submitted,

/s/ David Habenstreit
David Habenstreit
Assistant General Counsel
National Labor Relations Board
1015 Half Street, SE
Washington, DC 20570

Dated at Washington, DC
this 15th day of October 2020

