

**UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

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SYSCO COLUMBIA, LLC,	)	
	)	
Petitioner,	)	
	)	
v.	)	Case No. 20-1089
	)	
NATIONAL LABOR RELATIONS BOARD,	)	
	)	
Respondent.	)	

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**PETITIONER’S THIRD UNOPPOSED MOTION FOR EXTENSION OF  
BRIEFING SCHEDULE TO ACCOMMODATE FURTHER MEDIATION**

Pursuant to Federal Rule of Appellate Procedure 26(b) and this Court’s Rule 26, petitioner Sysco Columbia, LLC (“Sysco Columbia”), respectfully moves for an additional 60-day extension of the briefing schedule in this case to accommodate a pending mediation. This extension would make Sysco Columbia’s opening brief due on December 28, 2020, rather than October 27, 2020. In support of this Motion, Sysco Columbia states as follows:

1. On May 18, 2020, the Court entered an order setting a briefing schedule in this case, under which Sysco Columbia’s opening brief was initially due on June 29, 2020.
2. On May 29, 2020, Sysco Columbia filed a motion for extension of the briefing schedule due to the parties’ participation in mediation.
3. The Petitioner’s motion was granted on June 8, 2020, and a revised briefing schedule was issued.
4. On August 13, 2020, Sysco Columbia filed a second unopposed motion for extension of the briefing schedule due to the parties’ continued participation in mediation.
5. The Petitioner’s second motion was granted on August 17, 2020, extending the date of the Petitioner’s opening brief until October 27, 2020.

6. The parties continue to mediate in good faith toward potential settlement of this matter, and accordingly, additional time is requested to fully explore potential settlement.

7. Counsel for Sysco Columbia has consulted with counsel for Respondent National Labor Relations Board and with the mediator, Margaret Gaines, and neither opposes the proposed extension of time.

Dated: October 19, 2020

Respectfully submitted,



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Attorneys for Petitioner,  
Sysco Columbia, LLC

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**CERTIFICATE OF COMPLIANCE**

Pursuant to Federal Rule of Appellate Procedure 32 (g)(1), the undersigned respectfully submits this Certificate of Compliance that Sysco Columbia, LLC’s 3<sup>rd</sup> Unopposed Motion for Extension contains 317 words.

Dated: October 19, 2020

Respectfully submitted,




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Attorneys for Petitioner,  
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**CERTIFICATE OF SERVICE**

I, John T. Merrell, counsel for petitioner Sysco Columbia, LLC, certify that, on October 19, 2020, a copy of the attached **Consent Motion for Extension of Briefing Schedule** and **Certificate of Compliance for same** was filed with the Clerk served through the Court's electronic filing system. I further certify that all parties required to be served have been served.



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John T. Merrell