

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

<p>RADNET MANAGEMENT, INC. d/b/a ORANGE ADVANCED IMAGING</p> <p style="text-align:center">Petitioner / Cross-Respondent</p> <p><i>versus</i></p> <p>NATIONAL LABOR RELATIONS BOARD</p> <p style="text-align:center">Respondent / Cross-Petitioner</p>	<p>Nos. 19-1180, 19-1194</p> <p>NLRB Case No. 21-CA-242665</p>
<p>RADNET MANAGEMENT, INC. d/b/a WEST COAST RADIOLOGY – IRVINE</p> <p style="text-align:center">Petitioner / Cross-Respondent</p> <p><i>versus</i></p> <p>NATIONAL LABOR RELATIONS BOARD</p> <p style="text-align:center">Respondent / Cross-Petitioner</p>	<p>Nos. 19-1181, 19-1195</p> <p>NLRB Case No. 21-CA-242660</p>
<p>RADNET MANAGEMENT, INC. d/b/a ANAHEIM ADVANCED IMAGING</p> <p style="text-align:center">Petitioner / Cross-Respondent</p> <p><i>versus</i></p> <p>NATIONAL LABOR RELATIONS BOARD</p>	<p>Nos. 19-1182, 19-1191</p> <p>NLRB Case No. 21-CA-242668</p>

Respondent / Cross-Petitioner	
<p>RADNET MANAGEMENT, INC. d/b/a WEST COAST RADIOLOGY – SANTA ANA</p> <p style="text-align: center;">Petitioner / Cross-Respondent</p> <p><i>versus</i></p> <p>NATIONAL LABOR RELATIONS BOARD</p> <p style="text-align: center;">Respondent / Cross-Petitioner</p>	<p>Nos. 19-1183, 19-1192</p> <p>NLRB Case No. 21-CA-242697</p>
<p>RADNET MANAGEMENT, INC. d/b/a GARDEN GROVE ADVANCED IMAGING</p> <p style="text-align: center;">Petitioner / Cross-Respondent</p> <p><i>versus</i></p> <p>NATIONAL LABOR RELATIONS BOARD</p> <p style="text-align: center;">Respondent / Cross-Petitioner</p>	<p>Nos. 19-1184, 19-1193</p> <p>NLRB Case No. 21-CA-243181</p>
<p>RADNET MANAGEMENT, INC. d/b/a LA MIRADA IMAGING</p> <p style="text-align: center;">Petitioner / Cross-Respondent</p> <p><i>versus</i></p> <p>NATIONAL LABOR RELATIONS BOARD</p> <p style="text-align: center;">Respondent / Cross-Petitioner</p>	<p>Nos. 19-1203, 19-1207</p> <p>NLRB Case No. 21-CA-242664</p>

**PETITIONERS / CROSS-RESPONDENTS' UNOPPOSED MOTION TO
RESCHEDULE ORAL ARGUMENT**

As the Petitioners / Cross-Respondents in the above-captioned cases, RadNet Management, Inc. d/b/a Orange Advanced Imaging, RadNet Management, Inc. d/b/a West Coast Radiology – Irvine, RadNet Management, Inc. d/b/a Anaheim Advanced Imaging, RadNet Management, Inc. d/b/a West Coast Radiology – Santa Ana, RadNet Management, Inc. d/b/a Garden Grove Advanced Imaging and RadNet Management, Inc. d/b/a La Mirada Imaging (hereafter, collectively, the “Employers”) hereby respectfully request, by and through the Undersigned Counsel, that oral argument be rescheduled from November 3, 2020 to one of the below-referenced dates in January 2021.

On September 17, 2020, the Clerk issued an Order scheduling the above-captioned cases for oral argument on November 3, 2020. On Sunday, October 4, 2020, the Undersigned was admitted to Hartford Hospital in Hartford, Connecticut (hereafter, the “Hospital”) due to an infection that had developed in connection with a recent knee surgery. At the time of admission, the Undersigned was septic (*i.e.*, the infection had reached his bloodstream) and he required a lengthy, intravenous treatment of various antibiotics and other medications. On Thursday, October 8, 2020, the Undersigned was advised of the need to go through a debridement surgical procedure, which was performed that same day. On Monday, October 12, 2020, the Undersigned was discharged from the Hospital.

The Undersigned is now at home but with an open wound that will require reconstructive plastic surgery. Last Friday, October 16, 2020, the Undersigned's wound was examined by his plastic surgeon, Dr. Steven Smith, who advised that the wound has not healed to the point where a surgery could be definitively scheduled. The Undersigned is scheduled for a follow-up examination with Dr. Smith on Friday, October 23, 2020 at which time the Undersigned is hopeful that the surgery will be scheduled sometime between Thanksgiving and Christmas. Following the surgery, the Undersigned will need a period of time to recover, though the duration of the recovery period will not be clear until the completion of the surgery. In the meantime, the Undersigned will continue to receive daily nursing care at home, together with period physical therapy services.

In the circumstances, the Undersigned's current ability to work is substantially restricted and the circumstances will likely remain the same through the end of the year. The Undersigned should also note that, from the standpoint of the Employers, these proceedings were the primary responsibility of attorney Kaitlin Kasetta, who recently had a need to leave the Undersigned's firm following more than ten years of practice together. The briefs and the appendix the parties have submitted to the Court are lengthy and, at least in the Employers' view, some of the issues raised by the parties' submissions are complex. Accordingly, the Undersigned has a need for a considerable period of time to continue the

preparation that is necessary for oral argument and otherwise assume the duties associated with being the Employers' lead counsel.

Heather Beard, counsel for the National Labor Relations Board, has advised the Undersigned that the agency does not oppose the Employers' request to reschedule oral argument. The Undersigned and Ms. Beard have conferred on their mutual availability in January 2021 for oral argument and report that they are available on the following dates: January 12 through January 15, 2021 and January 19 through January 22, 2021.

For all the reasons set forth above, the Employers respectfully request that oral argument be rescheduled from November 3, 2020 to one of the above-referenced dates in January 2021.

Dated: Glastonbury, CT
October 21, 2020

Respectfully submitted,

/s/ _____

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CERTIFICATE OF SERVICE

I hereby certify that, on October 21, 2020, I electronically filed the foregoing with the Clerk of the Court of the United States Court of Appeals for the District of Columbia Circuit by using the appellate CM / ECF system.

I certify the foregoing document was served on all those parties or their counsel of record through the CM / ECF system if they are registered users or, if they are not, by serving a true and correct copy at the addresses listed below:

Heather Beard, Esq.
National Labor Relations Board
1015 Half Street, SE
Washington, DC 20570
(202) 273-2960
Heather.Beard@nrlb.gov

Dated: Glastonbury, CT
October 21, 2020

Respectfully submitted,

/s/ _____

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CERTIFICATE OF COMPLIANCE

1. This motion complies with the type-volume limitation of Fed. R. App. P. 27(d)(2) because:

this motion contains 568 words, excluding the parts of the motion exempted by Fed. R. App. P. 32(f).

2. This motion complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and the type style requirements of Fed. R. App. P. 32(a)(6) because:

this motion has been prepared in proportionally-spaced typeface using Microsoft Word in 14 point Times New Roman font.

Dated: October 21, 2020

/s/ Bryan Carmody
Bryan Carmody

Counsel for Petitioners / Cross-Respondents