

19-1150/19-1167

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

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CADILLAC OF NAPERVILLE, INC.,

*Petitioner,*

v.

NATIONAL RELATIONS LABOR BOARD,

*Respondent.*

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**MOTION FOR POSTPONEMENT OF ORAL ARGUMENT**

Oral argument in the above-captioned case has been scheduled for Friday, November 13, 2020. Counsel for the Appellant suffered a severe foot injury on Saturday, November 7, 2020. Significant further medical testing is required, but there is bone and vascular damage at a minimum. The undersigned respectfully requests a brief postponement on the oral arguments, so that I can finish all of the necessary diagnostic tests that are required and begin taking pain medication. For obvious reasons, Counsel does not wish to attempt a major oral argument while under the influence of narcotic pain medication.

Counsel for the Appellee did not oppose this request, but did state they would submit the matter on briefs only. There are myriad reasons that oral arguments will be helpful in this case, not the least of which is the significant change in the law that arose during the pendency of this matter. In addition, Brandon Anderson, counsel for Local 701 has been apprised and does not oppose an extension, although he has not formally appeared in this matter at this juncture.

The undersigned solemnly swears that this request is due exclusively to a medical emergency and is not being raised as a dilatory tactic or for any improper purpose whatsoever.

This 9<sup>th</sup> day of November, 2020.

/s/ Michael P. MacHarg  
*Attorney for Petitioner*

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**CERTIFICATE OF COMPLIANCE**

I hereby certify that the foregoing Motion for Postponement of Oral Argument complies with the page limitation of 37 C.F.R. § 42.24(a)(v) because it is no more than fifteen pages.

This document 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 document has been prepared in a proportionally space typeface using Microsoft Word in 14 point Times New Roman font.

Dated: November 9, 2020

*/s/ Michael P. MacHarg  
Attorney for Petitioner*

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**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing is being filed with the Clerk of the Court using the CM/ECF system, thereby serving it on all parties of record, this 9<sup>th</sup> day of November, 2020.

/s/ Michael P. MacHarg  
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