

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

TAYLOR RIDGE PAVING AND)
CONSTRUCTION CO.,)

Petitioner, Cross-Respondent,)

v.)

Case Nos. 20-1057, 20-1102

NATIONAL LABOR RELATIONS)
BOARD,)

Respondent, Cross-Petitioner.)

**PETITIONER’S UNOPPOSED MOTION
FOR ENLARGEMENT OF TIME TO FILE THE APPENDIX AND BRIEF**

Petitioner Taylor Ridge Paving and Construction Co., through counsel of record, respectfully requests an enlargement of the briefing schedule for Petitioner to file the Appendix and opening Brief, from February 1, 2021 to March 2, 2021. This enlargement of time will enable the case to continue in the Court’s Mediation Program.

In support of this Motion, Petitioner states:

1. Petitioner’s Opening Brief and Appendix are scheduled to be filed February 1, 2021.

2. This case was selected for mediation in the Court’s Mediation Program and Mediator Ernest Eisenstadt has been assigned.

3. The parties and Mediator Eisenstadt have been in regular communication regarding matters in dispute and have exchanged information and

documentation regarding their positions. The exchange of information and proposals with the Mediator was most recently on January 15, 2021, has narrowed the parties' differences within the context of the Petition for Review and cross-Petition for Enforcement.

4. An outline of a settlement offer has been proposed and was the terms tentatively agreed to by the parties on January 15, 2021. Additional time is required for the parties to draft and finalize the proposal.

5. The parties have been in regular contact together, with the Mediator, and involve the Mediator's interaction in the process.

6. Counsel for the Respondent National Labor Relations Board was contacted about this motion and stated the Board does not object to this enlargement of time sought by Petitioner. Mediator Eisenstadt is also aware this motion for enlargement of time is being filed.

7. An enlargement of time to allow the parties to continue to mediate their dispute under the auspices of the District of Columbia Circuit's Mediation Program will prejudice none of the parties or impede the presentation of the case to the Court. Rather, the enlargement time should lead to the resolution of the case.

WHEREFORE, for good cause shown, Petitioner Taylor Ridge Paving and Construction Co., respectfully requests this Consented to Motion for Enlargement

of Time to file the Appendix and opening Brief be extended to March 2, 2021.

Respectfully submitted.

/s/ Michael E. Avakian

Michael E. Avakian

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January 25, 2021

CERTIFICATE OF COMPLIANCE WITH TYPE-VOLUME LIMIT

Pursuant to Federal Rule of Appellate Procedure 32(a)(7)(c), the undersigned certifies this Motion complies with the type-volume limitations of Federal Rule of Appellate Procedure 27(d)(2)(A).

1. Exclusive of the exempted portions of the Motion, as provided in Fed. R. App. Proc. 32(f) and Local Rule of this Court, this Motion includes 350 words.

2. This Motion has been prepared in WordPerfect X9 with proportionally spaced typeface in 14 point Times New Roman font for text and 14 point for footnotes. As permitted by Fed. R. App. Proc. 32(g)(1), the undersigned has relied upon the word count of this word-processing system in preparing this certificate.

Respectfully submitted.

/s/ Michael E. Avakian

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_____)

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Motion for Enlargement of Time was served on the following counsel utilizing the Court's electronic case filing system on this 25th day of January 2021:

David Habenstreit
Usha Dheenan
Michael Hickson
National Labor Relations Board
1015 Half Street, S.E.
Washington, D.C. 20570

and by email to:

Mr. Ernest Isenstadt
ernestisenstadt@gmail.com

/s/ Michael E. Avakian
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