

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

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No. 17-15498-HH; 18-10198-HH

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OUTOKUMPU STAINLESS USA, LLC,

Petitioner/Cross-Respondent

versus

NATIONAL LABOR RELATIONS BOARD,

Respondent/Cross-Petitioner.

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Petitions for Review of a Decision of the  
National Labor Relations Board

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ORDER:

Before this Court are: (1) Respondent/Cross-Petitioner’s “Petition of the National Labor Relations Board for Adjudication in Civil Contempt and for Other Civil Relief” (the “Contempt Petition”) and (2) “[Petitioner/Cross-]Respondent’s Motion for Leave to File Out of Time [Petitioner/Cross-]Respondent’s Response to National Labor Relations Board’s Petition for Adjudication in Civil Contempt and for Other Relief.”

“[Petitioner/Cross-]Respondent’s Motion for Leave to File Out of Time [Petitioner/Cross-]Respondent’s Response to National Labor Relations Board’s Petition for Adjudication in Civil Contempt and for Other Relief” is GRANTED.

Respondent/Cross-Petitioner the National Labor Relations Board is DIRECTED to file, within 14 days after the date of this order, a reply in support of its Contempt Petition. The Board shall address, in addition to any other argument it wishes to raise in reply to Petitioner/Cross-Respondent's Response to the Contempt Petition:

- (1) whether this matter should be referred to a district court as Special Master to resolve any factual disputes over the sufficiency of the posting that Petitioner/Cross-Respondent has already undertaken and whether the original notice should be revised to account for changes in the workforce and circumstances since the notice was originally drafted;
- (2) whether referral to a judicial officer or court-appointed mediator might be advisable to settle this matter; and
- (3) the basis to order an award of fees to the government.

IT IS SO ORDERED.

/s/ Charles R. Wilson  
UNITED STATES CIRCUIT JUDGE