

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

SERVICE EMPLOYEES	)	
INTERNATIONAL UNION	)	
HEALTHCARE PENNSYLVANIA,	)	
CTW, CLC,	)	
	)	
Petitioner	)	Nos. 18-1237, 18-1332,
v.	)	18-1333, 18-1334
	)	
NATIONAL LABOR RELATIONS BOARD,	)	
	)	
Respondent	)	
_____	)	

**JOINT MOTION TO DISMISS**

To the Honorable, the Judges of the United States  
Court of Appeals for the District of Columbia Circuit:

The National Labor Relations Board, UPMC Presbyterian Shadyside, and SEIU Healthcare Pennsylvania respectfully ask the Court to dismiss this case under Federal Rule of Appellate Procedure 42(b). In support of their joint motion, the parties state as follows:

1. SEIU Healthcare Pennsylvania petitioned the Court for review of Board orders issued December 11, 2017, and August 27, 2018. (Case No. 18-1237.) UPMC Presbyterian Shadyside petitioned the Court for review of the August 27, 2018 Board order. (Case No. 18-1334.) The Board applied for enforcement of both orders. (Case Nos. 18-1332, 18-1333.) The Court consolidated the cases.

2. The parties have reached an agreement that would resolve this case in lieu of further proceedings.

3. The parties jointly request that the Court dismiss SEIU Healthcare Pennsylvania's petition for review in case number 18-1237 with prejudice.

4. The parties jointly request that the Court dismiss UPMC Presbyterian Shadyside's petition for review in case number 18-1334 with prejudice.

5. The parties also jointly request that the Court dismiss the Board's cross-applications for enforcement in case numbers 18-1332 and 18-1333 without prejudice.

6. Each party is to bear its own costs.

7. Counsel for UPMC Presbyterian Shadyside and SEIU Healthcare Pennsylvania have authorized the Board to file this motion on their behalf.

WHEREFORE, the parties respectfully request that the Court dismiss the case.

Respectfully submitted,

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*Pennsylvania*

Dated at Washington, DC  
this 5th day of March, 2021

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<b>Petitioner</b>	)	<b>Nos. 18-1237, 18-1332,</b>
<b>v.</b>	)	<b>18-1333, 18-1334</b>
	)	
<b>NATIONAL LABOR RELATIONS BOARD,</b>	)	
	)	
<b>Respondent</b>	)	
_____	)	

**CERTIFICATE OF COMPLIANCE**

Pursuant to Federal Rule of Appellate Procedure 32(g)(1), the Board certifies that this motion contains 237 words of proportionally spaced, 14-point type, and that the word-processing system used was Microsoft Word 2016.

**CERTIFICATE OF SERVICE**

I hereby certify that on March 5, 2021, I electronically filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the District of Columbia Circuit by using the CM/ECF system. I certify that the foregoing document will be served via the CM/ECF system on all parties or their counsel of record.

/s/ David Habenstreit  
David Habenstreit  
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Dated at Washington, DC  
this 5th day of March, 2021