

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 20
SUBREGION 37

OAKTREE CAPITAL MANAGEMENT, LLC,
and TBR PROPERTY, LLC, a SINGLE
EMPLOYER, d/b/a TURTLE BAY RESORTS,
and BENCHMARK HOSPITALITY, INC.

and

UNITE HERE! LOCAL 5

Cases 37-CA-6601-1
37-CA-6642-1
37-CA-6669-1
37-CA-6691-1
37-CA-6730-1
37-CA-6753-1
37-CA-6756-1
37-CA-6768-1
37-CA-6816-1
37-CA-6826-1
37-CA-6827-1
37-CA-6835-1
37-CA-6840-1
37-CA-6875-1
37-CA-6877-1
37-CA-6878-1

GENERAL COUNSEL'S OPPOSITION TO RESPONDENTS'
REQUEST FOR AN EXTENSION OF TIME TO FILE EXCEPTIONS

On September 2, 2009, Respondents filed a Request for an Extension of Time to File Exceptions to Decision of Administrative Law Judge Mary Cracraft and Order Dated August 13, 2009 ("Respondents' Request"). Counsel for General Counsel opposes Respondents' Request for the following reasons:

- (1) the Decision and Order at issue concerns a single 8(a)(5) allegation that was remanded by the Board; and

(2) Respondents have already briefed the issue in Judge Cracraft's Decision and Order three times – twice to the Division of Judges and once to the Board. This will be their fourth time briefing the same discrete issue.

WHEREFORE, in consideration of the above, Counsel for General Counsel respectfully requests that the Board deny Respondents' Request for an Extension of Time to File Exceptions regarding this single issue remanded by the Board.

Dated at Honolulu, Hawaii, this 3rd day of September, 2009.

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that one copy of General Counsel's Opposition to Respondents' Request for an Extension of Time to File Exceptions has this day been served as described below upon the following persons at their last-known address:

| | | |
|--------|--|-----------------------------|
| 1 copy | Daniel T. Berkley, Esq. Gordon & Rees LLP 275 Battery Street, Suite 2000 Embarcadero Center West San Francisco, CA 94111 | Via U.S. Mail and e-mail |
| 1 copy | Robert L. Murphy, Esq. Gordon & Rees LLP 101 W. Broadway Suite 2000 San Diego, CA 92101 | Via U.S. Mail and e-mail |
| 1 copy | Jennifer Cynn In-House Counsel UNITE HERE! Local 5 1050 Queen Street, Suite 100 Honolulu, Hawaii 96814 | Via U.S. Mail and e-mail |
| 1 copy | Kristin L. Martin, Esq. Davis, Cowell & Bowe LLP 595 Market Street, Suite 1400 San Francisco, CA 94105 | Via U.S. Mail and e-mail |

DATED at Honolulu, Hawaii, this 3rd day of September 2009.



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