

## United States Senate

WASHINGTON, DC 20510-2101

March 2, 2011

Hon. Wilma B. Liebman  
Chairman  
National Labor Relations Board  
1099 14<sup>th</sup> St NW  
Washington, D.C. 20570-0001

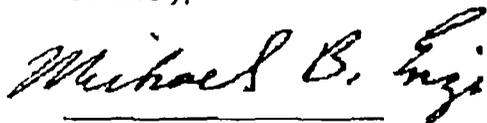
Dear Chairman Liebman:

We respectfully request the National Labor Relations Board ("Board") grant an extension of 60 days to file briefs in regards to *Specialty Healthcare and Rehabilitation Center of Mobile*, 358 NLRB No. 56. In the December 22, 2010 Notice and Invitation to File Briefs, the Board posed eight questions regarding possible changes to the procedures and standards for determining appropriate bargaining units. Specifically, the Board asked interested parties to "submit empirical and practical descriptions" of their experiences under current rules governing the determination of appropriate bargaining units.

It is our understanding that the Board has yet to fulfill all of the information requests submitted in response to this notice and invitation. We therefore request that the Board act quickly to make public the empirical information requested so that all stakeholders may have a fair opportunity to provide meaningful comment. The Board should make such data public by April 7, 2011 in a form that is readily usable and understandable to stakeholders.

By the Board's own admission, the impact of the *Specialty Healthcare* decision could affect every industry. Without conducting any economic analysis on the costs of the ruling, the least the Board can do is to make the data in its possession public and permit stakeholders the time to examine the information and incorporate it into their briefs. If you have any questions, please contact my Labor Policy Director, Kyle Hicks at (202) 224-6770.

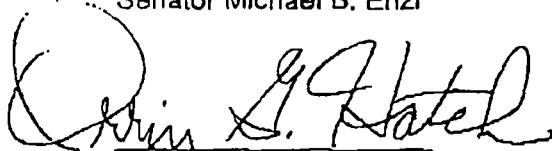
Sincerely,



Senator Michael B. Enzi



Senator Johnny Isakson



Senator Orrin G. Hatch

**Cc: Member Craig Becker**  
**Member Mark Pearce**  
**Member Brian Hayes**  
**Lester Heltzer**