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Executive Secretary  
National Labor Relations Board  
1099 14th Street, N.W., Room 11602  
Washington, DC 20570-0001

Re: **UFCW Local No. 770, et al. v. NLRB**  
**United States Court of Appeals for the Ninth Circuit**  
**Case No: 10-73478**

Dear Sir or Madam:

As you know, our office represents Petitioners UFCW Local 770 and Local 1036 in the above-captioned matter. On July 26, 2011, the Board filed a motion to continue the stay of proceedings pending the Board's resolution of a motion for reconsideration, which Petitioners did not oppose. A motion to augment the record which Petitioners filed concurrently with the motion for reconsideration, is also pending before the Board.

The Board has now requested to continue the stay of proceedings three times pending resolution of Petitioner's motions. Each time, Petitioners have cooperated and declined to oppose the request. We hereby notify you that consistent with a July 2011 telephone conversation between Petitioners' counsel Laurence Steinsapir and a representative of the NLRB General Counsel's office, Petitioners will hereinafter oppose any further motions by the Board to continue the stay of proceedings before the Ninth Circuit. Petitioners' motions have been pending before the Board for almost one year, and any further delay will frustrate the purposes of the Act and the interests of Petitioners.

Please contact me if you have any questions.

Very truly yours,

  
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