

**UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD  
Washington, D.C.**

VERITAS HEALTH SERVICES, INC.  
d/b/a CHINO VALLEY MEDICAL  
CENTER,

Respondent,

v.

UNITED NURSES ASSOCIATIONS OF  
CALIFORNIA/UNION OF  
HEALTHCARE PROFESSIONALS,  
NUHHCE, AFSCME, AFL-CIO,

Charging Party.

Case No. 31-CA-29713, 31-CA-29714,  
31-CA-29715; 31-CA-29716,  
31-CA-29717, 31-CA-29738,  
31-CA-29745, 31-CA-29749,  
31-CA-29768, 31-CA-29769,  
31-CA-29786, 31-CA-29936,  
31-CA-29965, 31-CA-29966

**RESPONDENT VERITAS HEALTH SERVICES, INC. D/B/A CHINO VALLEY  
MEDICAL CENTER'S REQUEST TO ACCEPT LATE-FILED BRIEF**

Respondent VERITAS HEALTH SERVICES, INC. D/B/A CHINO VALLEY MEDICAL CENTER ("Respondent") hereby requests that the Executive Secretary accept Respondent's Brief in Support of Exceptions, including the Appendix thereto, filed via the Agency's website at 12:40 a.m. EST on December 30, 2011, forty (40) minutes after the December 29, 2011 midnight EST deadline to do so. In support hereof Respondent shows as follows:

1. Respondent filed its Exceptions to the ALJ's decision in this matter prior to the deadline to do so. Scott Decl, exh. 1.
2. Despite its best efforts, Respondent was not able to finalize its Brief in Support of Exceptions and file same until 12:40 a.m. EDT on December 30, 2011. Scott Decl., ¶ 2, exh. 2.

3. Both counsel for the General Counsel and counsel for the Charging Party are located in California. Respondent served both its Exceptions and its Brief in Support of Exceptions on counsel for the General Counsel and counsel for Charging Party on December 29, 2011 at 9:36 p.m. PST. Scott Decl., ¶ 2, exh. 3. Additionally, because of the holidays Charging Party's offices were closed, and counsel for the Charging Party was out of the office, during the period from December 26, 2011 through January 2, 2012. Scott Decl., exh. 4-5.

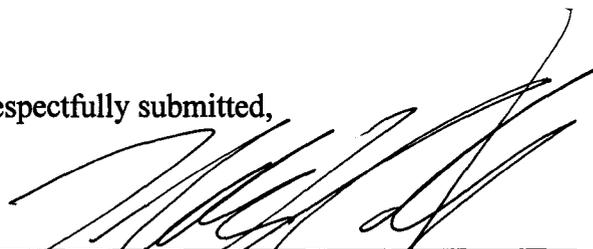
4. On December 30, 2011 at 7:51 a.m. PST counsel for Respondent advised counsel for the General Counsel and counsel for the Charging Party that Respondent had not been able to finalize and file its Brief in Support of Exceptions until 12:40 a.m. EST that morning, that Respondent would be making a request that its late-filed brief be accepted, and asked that counsel advise of their client's respective positions regarding same. Scott Decl., exh. 6. As of the execution of this request neither counsel for the General Counsel nor counsel for the Charging Party had notified counsel for Respondent of their client's respective position regarding same. Scott Decl., ¶ 3.

In light of the above, it is clear that no party has suffered any prejudice on account of the late filing of Respondent's Brief in Support of Exceptions, including the Appendix thereto, particularly since the Brief was served on all parties prior to midnight on the due date in those parties' time zone, and in the middle of a ten (10) day period during which the Charging Party's offices were closed. Moreover, Respondent is willing to agree to any extension of time that might be requested by General Counsel and/or the Charging Party to file answering briefs to Respondent's Brief in Support of Exceptions.

WHEREFORE, it is respectfully requested that Respondent's late filed Brief in Support of Exceptions be accepted as though filed 41 minutes prior to the time it was actually filed.

Dated: January 3, 2012

Respectfully submitted,



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