

Prairieville, LA

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

AUSTIN FIRE EQUIPMENT, LLC

and

Case 15-CA-019697

ROAD SPRINKLER FITTERS LOCAL
UNION NO. 669, U.A., AFL-CIO

ORDER

On September 28, 2012, the National Labor Relations Board issued a Decision and Order¹ in the above-entitled proceeding.

Thereafter, on October 26, 2012, the Respondent, Austin Fire Equipment, LLC, filed with the National Labor Relations Board in Washington, D.C., an Application for Attorney's Fees and Costs, with exhibits, under the Equal Access to Justice Act, Pub. L 96-481, 94 Stat. 2325 and Section 102.143 of the Board's Rules and Regulations, based on the unfair labor practice proceeding held before Administrative Law Judge Margaret G. Brakebusch.

On November 16, 2012, Counsel for the Acting General Counsel filed a Motion to Dismiss the Respondent's Application for Attorney's Fees and Costs. The Respondent filed an opposition to the Acting General Counsel's Motion to Dismiss.

IT IS ORDERED, pursuant to Section 102.148(b) of the Board's Rules and Regulations, that the above-entitled matter be referred to the Administrative Law Judge for appropriate action.

Dated, Washington, D.C., February 14, 2013.

By direction of the Board:

/s/ Henry S. Breiteneicher

Associate Executive Secretary

¹ 359 NLRB No. 3. Subsequently, by Order dated February 7, 2013, at 359 NLRB No. 60, the Board denied the Charging Party Union's Motion for Reconsideration of the Board's decision.