



United States Government

NATIONAL LABOR RELATIONS BOARD

OFFICE OF THE GENERAL COUNSEL

Washington, D.C. 20570

Catherine O'Hagan Wolfe, Clerk
U.S. Court of Appeals
for the Second Circuit
40 Foley Square
New York, NY 10007

June 7, 2016

Re: *Patterson v. Raymours Furniture Co., Inc.*, Case No. 15-2820

Dear Ms. Wolfe:

Pursuant to Rule 28(j), we attach the Fifth Circuit's June 6, 2016 Order in *On Assignment Staffing Services, Inc. v. NLRB*, 5th Cir. No. 15-60642. Consistent with its earlier decisions in *D.R. Horton, Inc. v. NLRB*, 737 F.3d 344 (5th Cir. 2013), *denying enforcement in relevant part of 357 NLRB 2277* (2012), *petition for reh'g en banc denied*, 5th Cir. No. 12-60031 (April 16, 2014), and *Murphy Oil USA, Inc. v. NLRB*, 808 F.3d 1013 (5th Cir. 2015), *denying enforcement in relevant part of 361 NLRB No. 72*, 2014 WL 5465454 (Oct. 28, 2014), *petition for reh'g en banc denied*, 5th Cir. No. 14-60800 (May 13, 2016), the court granted summary reversal of the Board's decision in *On Assignment Staffing Servs., Inc.*, 362 NLRB No. 189, 2015 WL 5113231 (2015). See Board Amicus Br. p.10 (citing *On Assignment*).

Very truly yours,

s/ Joel A. Heller

Joel A. Heller
National Labor Relations Board
(202) 273-1042

cc: all counsel (via CM/ECF)

United States Court of Appeals

FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
CLERK

TEL. 504-310-7700
600 S. MAESTRI PLACE
NEW ORLEANS, LA 70130

June 06, 2016

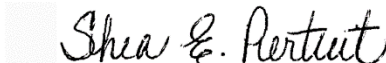
MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 15-60642 On Assignment Staffing Svc Inc v. NLRB
Agency No. 32-CA-095025

Enclosed is an order entered in this case.

Sincerely,

LYLE W. CAYCE, Clerk



By: _____
Shea E. Pertuit, Deputy Clerk
504-310-7666

Ms. Lori Andrus
Mr. Edward F. Berbarie
Mr. Jeffrey William Burritt
Ms. Linda Dreeben
Mr. Jonathan Gertler
Mr. Dan Gildor
Mr. Richard F. Griffin Jr.
Mr. Sean Michael McCrory
Ms. Kira Dellinger Vol

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 15-60642

ON ASSIGNMENT STAFFING SERVICES, INCORPORATED,

Petitioner

v.

NATIONAL LABOR RELATIONS BOARD,

Respondent



A True Copy
Certified order issued Jun 06, 2016

Styke W. Cayce

Clerk, U.S. Court of Appeals, Fifth Circuit

Petition for Review of an Order of the
National Labor Relations Board

Before DAVIS, JONES, and HAYNES, Circuit Judges.

PER CURIAM:

IT IS ORDERED that petitioner's opposed motion for summary reversal
is GRANTED.