

# General Docket

## US Court of Appeals for the Ninth Circuit

Court of Appeals Docket #: 98-56191

Filed: 7/17/98

Nsuit: 2890 Other ststutory actions (USdf)

McCray v. U.S. NLRB, et al, et al

Appeal from: Southern District of California (San Diego)

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Case type information:

- 1) civil
- 2) US
- 3)

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Lower court information:

District: 0974-3 : CV-97-02340-H(JFS)  
 presiding judge: Marilyn L. Huff, District Judge  
 court reporter: Nancy Cablay  
 Date Filed: 12/31/97  
 Date order/judgment: 6/16/98  
 Date NOA filed: 7/8/98

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Fee status: paid

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Prior cases:

None

Current cases:

None

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98-56191 McCray v. U.S. NLRB, et al, et al

EMANUEL MCCRAY  
Plaintiff - Appellant

Emanuel McCray  
619/696-9838  
#241A  
[COR LD NTC prs]  
1736 State Street  
San Diego, CA 92101-2513

v.

U.S. NATIONAL LABOR RELATIONS  
BOARD, Region 21, San Diego,  
California

Defendant - Appellee

Paul Ades  
(202) 273-2939  
[COR LD NTC gov]  
NLRB  
1099 14th St., N.W.  
Washington, DC 20570

Margery E. Lieber, Attorney  
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NATIONAL LABOR RELATIONS BOARD  
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619-557-5662  
Suite 6253  
[COR LD NTC aus]  
USSD - OFFICE OF THE U.S.  
ATTORNEY  
880 Front St.  
San Diego, CA 92101

NATIONAL LABOR RELATIONS BOARD,  
National Office, Washington,  
D.C.

Defendant - Appellee

Paul Ades  
(See above)  
[COR LD NTC gov]

Margery E. Lieber, Attorney  
(See above)  
[COR LD NTC gov]

U.S. Attorney  
(See above)  
[COR LD NTC aus]

TEAMSTERS LOCAL NO. 542, San  
Diego, California

Defendant - Appellee

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EMANUEL MCCRAY

Plaintiff - Appellant

v.

Defendants - Appellees

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7/17/98 DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. CADS SENT (Y/N): no. setting schedule as follows: appellant's designation of RT is due 7/20/98; appellee's designation of RT is due 7/28/98,, ; appellant shall order transcript by 8/7/98; court reporter shall file transcript in DC by 9/8/98; certificate of record shall be filed by 9/14/98 ; appellant's opening brief is due 10/26/98; appellees' brief is due 11/23/98,, ; appellants' reply brief is due 12/7/98; [98-56191] (dg)

7/28/98 Filed certificate of record on appeal. RT filed in DC none. [98-56191] (jr)

10/19/98 Rec'd aplt's brf in 5 copies of 35 pages (Informal: yes); served on 10/17/98. Deficient insufficient copies. Notified aplt. [98-56191] (jr)

10/22/98 Rec'd aplt's partial satisfaction of (major) brf deficiency (1 copy of brf). Waiting for more copies. [98-56191] (jr)

10/29/98 Rec'd aplt's satisfaction of (major) brf deficiency (2 addl copies of brf). [98-56191] (jr)

10/29/98 Filed original and 8 copies aplt's opening brf (Informal: yes) 35 pages; served on 10/17/98. [98-56191] (jr)

11/9/98 14 day oral extension by phone of time to file Appellee U.S. NLRB, Appellee NLRB's brief. [98-56191] appellees' brief due 12/7/98, ; the optional reply brief is due 14 days from service of the answering brief. (cg)

11/9/98 Filed Appellant Emanuel McCray response in opposition to appellee's reuest for extension of time to file appellee's brief, served on 11/6/98 (PROMO) [98-56191] (sm)

11/20/98 Filed order (Deputy Clerk: lkk/PRO MO) aplt's objection to

the telephonic extension for filing the answering brf and any related filings shall be referred for disposition to the panel that considers the merits of the case. The remainder of the current briefing schedule shall remain in effect. [98-56191] (jr)

12/7/98 Filed original and 16 copies aples' (U.S. NLRB & NLRB) 25 page brf & 1 Exc. vol; served on 12/4/98. [98-56191] (jr)

12/22/98 Filed original & 7 copies Apl't's reply brief, (Informal: n) 24 pages; served on 12/18/98 [98-56191] (gva)

2/23/99 Calendar check performed [98-56191] (th)

3/8/99 Screening letter sent. [98-56191] (th)

3/31/99 FILED CERTIFIED RECORD ON APPEAL; IN 2 CLERKS REC, 0 RTs. (Orig) [98-56191] (jaj)

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6/14/99 SUBMITTED TO SCREENING PANEL 297. ( Oral) [98-56191] [98-56191] (th)

6/17/99 FILED MEMORANDUM OPINION: AFFIRMED (Terminated on the Merits after Submission Without Oral Hearing; Affirmed; Written, Unsigned, Unpublished. Diarmuid F. O'SCANNLAIN, author; Pamela A. RYMER; Barry G. SILVERMAN.) FILED AND ENTERED JUDGMENT. [98-56191] (jjf)

8/10/99 MANDATE ISSUED [98-56191] (jjf)

10/4/99 Rec'd ntc from Supreme Court; petition for certiorari filed. Supreme Court No. 99-526; filed on 9/14/99 & placed on dkt 9/24/99. [98-56191] (jr)

11/10/99 Filed Supreme Court order, certiorari denied on 11/1/99. Supreme Court No. 99-526. [98-56191] (jr)

12/16/99 Rec'd ltr from the Supreme Court dated 12/13/99 re: order filed denying petition for rehearing. [98-56191] (jr)

6/15/00 RECORD RETURNED. (See control card for details.) (jaj)

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<b>Description:</b>	dkt report	<b>Case Number:</b>	98-56191
<b>Billable Pages:</b>	5	<b>Cost:</b>	0.40

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