

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

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CHAMBER OF COMMERCE OF THE	)	
UNITED STATES OF AMERICA, et al.,	)	
	)	Case No. 1:15-cv-00009-ABJ
Plaintiffs,	)	Judge Amy Berman Jackson
v.	)	
	)	
NATIONAL LABOR RELATIONS	)	
BOARD,	)	
	)	
Defendant.	)	

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**EXHIBIT 1 IN SUPPORT OF PLAINTIFFS' MEMORANDUM IN OPPOSITION TO  
DEFENDANT'S PARTIAL MOTION TO DISMISS AND CROSS-MOTION FOR  
SUMMARY JUDGMENT AND IN FURTHER SUPPORT OF PLAINTIFFS' MOTION  
FOR SUMMARY JUDGMENT**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

CHAMBER OF COMMERCE OF THE UNITED STATES OF AMERICA, et al.,	)	
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Plaintiffs,	)	Case No. 1:15-cv-00009-ABJ
v.	)	Judge Amy Berman Jackson
	)	
NATIONAL LABOR RELATIONS BOARD,	)	
	)	
Defendant.	)	
	)	

**[PROPOSED] ORDER DENYING DEFENDANT’S MOTION FOR PARTIAL  
DISMISSAL AND CROSS-MOTION FOR SUMMARY JUDGMENT**

On March 6, 2015, Defendant National Labor Relations Board (“NLRB”) filed a motion for partial dismissal and cross-motion for summary judgment. Dkt. No. 22. On March 25, 2015, Plaintiffs filed an opposition to the NLRB’s motion and cross-motion. Upon consideration of the NLRB’s motion and cross-motion, supporting papers, and the opposition thereto,

IT IS HEREBY ORDERED that the NLRB’s motion for partial dismissal and cross-motion for summary judgment is DENIED, summary judgment is entered in favor of Plaintiffs, and the Final Rule of the National Labor Relations Board promulgated at 79 Fed. Reg. 74,308 (December 15, 2014) is hereby DECLARED unlawful and VACATED.

SO ORDERED this \_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Honorable Amy Berman Jackson  
United States District Judge