

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

**No. 16-1028**

**September Term, 2017**

**NLRB-32CA160759**

**Filed On:** December 22, 2017

Browning-Ferris Industries of California, Inc.,  
doing business as BFI Newby Island  
Recycling,

Petitioner

v.

National Labor Relations Board,

Respondent

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Teamsters Local 350,  
Intervenor  
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Consolidated with 16-1063, 16-1064

**BEFORE:** Millett and Wilkins, Circuit Judges; Randolph, Senior Circuit Judge

**ORDER**

Upon consideration of the motion of the National Labor Relations Board for remand of the case to the Board for reconsideration in light of new Board precedent, it is

**ORDERED** that the motion be granted and the case be remanded to the Board for further consideration in light of the Board's recent decision in Hy-Brand Industrial Contractors, Ltd., 365 NLRB No. 156 (Dec. 14, 2017).

The Clerk is directed to issue the mandate forthwith to the agency.

**Per Curiam**

**FOR THE COURT:**  
Mark J. Langer, Clerk

BY: /s/  
Michael C. McGrail  
Deputy Clerk