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6 7	Attorneys for Plaintiff HILDA L. SOLIS, Secretary of Labor, U.S. Dept. of Labor	
8	IN THE UNITED STATES DISTRICT COURT	
9	EASTERN DISTRICT OF CALIFORNIA	
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11	HILDA L. SOLIS, Secretary of Labor, United States Department of Labor,	CASE NO. 1:11-cv-00529 AWI-GSA
12 13	Plaintiff,	STIPULATION; ORDER
14 15	NATIONAL EMERGENCY MEDICAL SERVICES ASSOCIATION,	
16	Defendant.	
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19	1. On July 11, 2012, Plaintiff Hilda L. Solis, Secretary of Labor, United States Department of	
20	Labor ("the Secretary") and Defendant National Emergency Medical Services Association ("NEMSA")	
21	filed a Stipulation of Settlement in the above matter ("NEMSA I") and a related Stipulation of Settlement	
22	in Case No. 1:11-cv-01929 ("NEMSA II").	
23	2. The Stipulation for Settlement in this case, NEMSA I, called for Defendant to hold an	
24	election for the office of President in November 2012, supervised by Plaintiff. The Stipulation for	
25	Settlement in NEMSA II called for Defendant to contemporaneously hold an election for the office of	
26	Vice President, Treasurer, Valley Regional Director, Bay Area Regional Director 1, Bay Area Regional	
27	Director 2, Eastern States Regional Director, and S	outhern California Regional Director.
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	Stipulation; Order	1

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- 3. By order dated August 1, 2012, entered in NEMSA I, the Court confirmed the settlement and retained jurisdiction until the election is completed and judgment is entered.
- 4. While the parties have worked toward meeting their respective obligations and responsibilities under the terms of the settlement, intervening developments now require that the deadline for the election of officers be postponed from November 2012 to January 31, 2013. Those developments include the following:
- 4.A. The American Federation of State, County, and Municipal Employees ("AFSCME") petitioned the National Labor Relations Board (NLRB) to hold elections to determine whether it or NEMSA would be the representative union for employees of American Medical Response, Inc. (AMR) in the Northeast (covering Maine, Massachusetts and New Hampshire) and in Northern California. In October 2012, following the representation elections, the NLRB certified AFSCME as the representative union for these bargaining units. As a result, the AMR employees in those regions are no longer eligible for membership in NEMSA.
- 4.B. The supervised election of officers to be conducted pursuant to the parties' settlements could not proceed until the representative elections were completed and certified. Moreover, as a result of the representative elections, certain members of NEMSA's nominating and election committee, who were part of the AMR bargaining unit in Northern California now excluded from NEMSA representation, have necessarily vacated their positions.
- 4.C. As regional director positions on the NEMSA Board of Directors are based on the geographical regions and number of bargaining unit members represented therein, the loss of the AMR Northeast and Northern California bargaining units indicates that there will likely be fewer regional director positions than were originally scheduled for the November 2012 election. Therefore, there will be changes to the number and term of offices run in the supervised election.

1	5. Based on the foregoing, the parties hereto, acting by and through their counsel of record,		
2	hereby stipulate to continue the deadline for completion of the election of officers through and including		
3	January 31, 2013.		
4	Respectfully submitted,		
5	BY: <u>/s/ Glen F. Dorgan</u> BY: <u>/s/ Geoffrey O. Evers</u> GLEN F. DORGAN BY: <u>/s/ Geoffrey O. Evers</u> GEOFFREY O. EVERS		
6	Assistant United States Attorney Evers Law Group, P.C. 2500 Tulare Street, Suite 4401 641 Fulton Ave., Suite 200		
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8	(559) 497-4099 (facsimile) (916) 720-0332 (facsimile) Counsel for the Secretary Counsel for NEMSA		
9	Counsel for the Secretary		
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11	<u>ORDER</u>		
12	Based on the above stipulation of the parties,		
13	IT IS HEREBY ORDERED as follows:		
14	1. The deadline for completing the supervised election for the office of President of the		
15	Tradional Emergency Wedicar Services Association is continued from November 2012 to January 51,		
16	2013;		
17	2. Plaintiff is directed to file a status report or a certification of the election and a proposed		
18	judgment by February 28, 2013.		
19	3. The Court shall retain jurisdiction until the above process is completed and judgment is		
20	entered		
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22	IT IS SO ORDERED.		
23	5 /- X/- 0 l ··		
24	UNITED STATES DISTRICT JUDGE		
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Stipulation; Order