

## **EXHIBIT B**

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

Nos. 23-1583, 23-1758, 23-2367, and 23-2561

NATIONAL LABOR RELATIONS BOARD,  
Petitioner in Nos. 23-1583 and 23-2367

LABORERS INTERNATIONAL UNION OF NORTH AMERICA LOCAL  
57 (Intervenor)

v.

UNITED SCRAP METAL PA, LLC,  
Petitioner in Nos. 23-1758 and 23-2561

(NLRB Case Nos. 04-CA-268183, 04-CA-269712, 04-RC-267642, and 04-CA-315904)

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SUR PETITION FOR REHEARING

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Present: CHAGARES, Chief Judge, HARDIMAN, SHWARTZ, KRAUSE,  
RESTREPO, BIBAS, PORTER, MATEY, PHIPPS, FREEMAN, MONTGOMERY-  
REEVES and CHUNG. Circuit Judges

The petition for rehearing filed by Respondent/Cross Petitioner in the above-entitled case having been submitted to the judges who participated in the decision of this Court and to all the other available circuit judges of the circuit in regular active service, and no judge who concurred in the decision having asked for rehearing, and a majority of the judges of the circuit in regular service not having voted for rehearing, the petition for

rehearing by the panel and the Court en banc, is denied.

By the Court,

s/ L. Felipe Restrepo  
Circuit Judge

Dated: March 31, 2025

kr/cc: All Counsel of Record