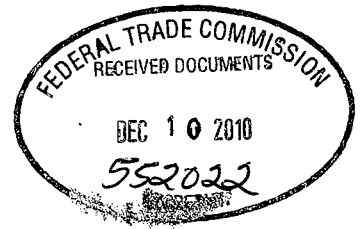


ORIGINAL



UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of)	PUBLIC
)	
THE NORTH CAROLINA [STATE] BOARD)	DOCKET NO. 9343
OF DENTAL EXAMINERS,)	
)	
Respondent)	
)	

RESPONDENT’S MOTION FOR EXTENSIONS OF TIME

Pursuant to Rules 3.21(c)(2) and 4.3(b) of the Rules of Adjudicative Practice of the Federal Trade Commission, Respondent North Carolina State Board of Dental Examiners (“Respondent” or the “State Board”) respectfully requests that the Administrative Judge grant Respondent an extension of time until December 17, 2010, to serve its designated testimony to be presented by deposition, and an extension of time until December 21, 2010, to serve its final proposed exhibit list, copies of all exhibits, and Respondent’s basis of admissibility for each proposed exhibit.

In support hereof, Respondent shows unto the Administrative Law Judge that:

1. Currently, Respondent’s final proposed witness list, with a brief summary of the testimony of each witness; final proposed exhibit list, including designated testimony to be presented by deposition; copies of all exhibits; and Respondent’s basis of admissibility for each proposed exhibit are due on December 14, 2010.

2. Respondent anticipates no difficulties in meeting the deadline for its final proposed witness list, with a brief summary of the testimony of each witness, on December 14, 2010; however, due to other pressing deadlines in this matter, Respondent

has not had the time to devote to preparing its final proposed exhibit list, including designated testimony to be presented by deposition, copies of all exhibits, and Respondent's basis of admissibility for each proposed exhibit.

3. The time for serving Respondent's final proposed exhibit list, including designated testimony to be presented by deposition, copies of all exhibits, and Respondent's basis of admissibility for each proposed exhibit has not expired pursuant to the Scheduling Order entered in this matter.

4. Respondent's Counsel has conferred with opposing counsel in an effort in good faith to resolve by agreement the issue raised by this Motion, and Complaint Counsel has indicated that they will not oppose this Motion.

5. None of the requested extensions will affect the scheduled trial date in this matter or any other deadlines set by Scheduling Order.

WHEREFORE, Respondent respectfully requests that the Administrative Law Judge grant:

1. An extension of time until December 17, 2010, for Respondent to serve its designated testimony to be presented by deposition; and

2. An extension of time until December 21, 2010, for Respondent to serve its final proposed exhibit list, copies of all exhibits, and Respondent's basis of admissibility for each proposed exhibit.

This the 10th day of December, 2010.

ALLEN AND PINNIX, P.A.

/s/ Alfred P. Carlton, Jr.

By: _____

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Alfred P. Carlton, Jr.
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CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of December, 2010, I electronically filed the foregoing Motion for Extension of Time with the Federal Trade Commission using the Federal Trade Commission E-file system, which will send notification of such filing to the following:

Donald S. Clark, Secretary
Federal Trade Commission
600 Pennsylvania Avenue, N.W.
Room H-159
Washington, D.C. 20580

I hereby further certify that the undersigned has this date served copies of the foregoing upon all parties to this cause by electronic mail as follows:

William L. Lanning
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Federal Trade Commission
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Washington, D.C. 20580
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I also certify that I have sent courtesy copies of the document via Federal Express and electronic mail to:

The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
600 Pennsylvania Avenue N.W.
Room H-113
Washington, D.C. 20580
oalj@ftc.gov

This the 10th day of December, 2010.

/s/ Alfred P. Carlton, Jr.

Alfred P. Carlton, Jr.

CERTIFICATION FOR ELECTRONIC FILING

I further certify that the electronic copy sent to the Secretary of the Commission is a true and correct copy of the paper original and that I possess a paper original of the signed document that is available for review by the parties and by the adjudicator.

/s/ Alfred P. Carlton, Jr.

Alfred P. Carlton, Jr.

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES**

In the Matter of)

THE NORTH CAROLINA [STATE] BOARD)
OF DENTAL EXAMINERS.)
_____)

PUBLIC

DOCKET NO. 9343

[PROPOSED] ORDER FOR EXTENSION OF TIME

Upon consideration of Respondent North Carolina State Board of Dental Examiner's Motion for Extension of Time to serve its final proposed exhibit list, including designated testimony to be presented by deposition, copies of all exhibits, and Respondent's basis of admissibility for each proposed exhibit, it is hereby ORDERED that Respondent's Motion is GRANTED. Respondent is hereby granted an extension of time until December 17, 2010 to serve its designated testimony to be presented by deposition; and an extension of time until December 21, 2010, to serve its final proposed exhibit list, copies of all exhibits, and Respondent's basis of admissibility for each proposed exhibit.

ORDERED:

D. Michael Chappell
Chief Administrative Law Judge

Date: