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

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

**RESPONDENT'S NOTICE OF INTENT TO FILE APPLICATION FOR REVIEW OF THE DENIAL OF ITS MOTION TO COMPEL DISCOVERY**

Respondent, North Carolina State Board of Dental Examiners, hereby provides notice of its intent to file an application for review of the January 20, 2011 Order of Administrative Law Judge D. Michael Chappell denying its Motion for an Order Compelling Discovery.

This the 21st day of January, 2011.

ALLEN AND PINNIX, P.A.

By: /s/ Alfred P. Carlton, Jr.

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 21st day of January, 2011, I electronically filed the foregoing 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 certify that the undersigned has this date served a copy of the foregoing upon all parties to this cause by electronic mail as follows:

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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 21st day of January, 2011.

/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.