UNITED STATES OF AMERICA BEFORE FEDERAL TRADE COMMISSION



COMMISSIONERS:

Timothy J. Muris, Chairman

Sheila F. Anthony Mozelle W. Thompson

Orson Swindle Thomas B. Leary

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))) Docket No. 9300
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COMPLAINT COUNSEL'S RESPONSE TO RESPONDENTS' MOTION FOR EXTENSION OF TIME

Complaint Counsel do not object to Appellant-Respondents' motion for a twenty-one day extension of time to file appeal briefs in this matter.

Under the current schedule, Appellant-Respondents' brief is due on July 23, 2003, and Appellee/Cross Appellant-Complaint Counsel's brief is due thirty days thereafter, on August 22, 2003. If Appellant-Respondents' motion is granted, Appellant-Respondents' brief on appeal would be due on August 13, 2003.

Respondents also propose, in their motion, that Complaint Counsel likewise be granted a twenty- one day extension for Appellee/Cross Appellant-Complaint Counsel's brief to the Commission, which would make Complaint Counsel's brief due on October 3, 2003. However, to inhibit any unnecessary delay, Complaint Counsel would prefer to have a shorter extension, of

ten days, for filing of Appellee/Cross Appellant-Complaint Counsel's brief. Accordingly, Complaint Counsel ask that September 22, 2003, be set as the date by which Complaint Counsel shall file its brief on appeal to the Commission.

DATE: July 10, 2003

Respectfully submitted,

J. Robert Robertson Rhett R. Krulla Steven Wilensky Hector Ruiz

Counsel Supporting the Complaint Bureau of Competition Federal Trade Commission Washington, D.C. 20580

UNITED STATES OF AMERICA BEFORE FEDERAL TRADE COMMISSION

Docket No. 930	0

ORDER

Upon consideration of Respondents' motion for extension of time to file appeal brief, and Complaint Counsel's response thereto,

IT IS ORDERED that Appellant-Respondents' brief on appeal from the Initial Decision shall be filed by August 13, 2003.

IT IS FURTHER ORDERED that Appellee/Cross Appellant-Complaint Counsel's brief on appeal shall be filed by September 22, 2003.

By the Commission.

Donald S. Clark Secretary

ISSUED:

CERTIFICATE OF SERVICE

I, Hector F. Ruiz, Jr. hereby certify that on July 10, 2003:

I caused one original and twelve copies of Complaint Counsel's Response to Respondents' Motion for Extension of Time to be served upon the following person by hand delivery:

Office of the Secretary Federal Trade Commission Room H-159 600 Pennsylvania Avenue, N.W. Washington, D.C. 20580

I caused copies of Complaint Counsel's Response to Respondents' Motion for Extension of Time to be served upon the following person by facsimile and Federal Express:

Jeffrey Leon, Esq. Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601-9703 Fax Number: (312) 558-5700

Hector F. Ruiz, Jr.

Attorney

Bureau of Competition Federal Trade Commission