



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

In the Matter of)
)
)

DANIEL CHAPTER ONE,)
a corporation, and)

DOCKET NO. 9329


JAMES FEIJO,)
Respondents.)
_____)

ORDER ON STIPULATION

On December 30, 2008, Complaint Counsel and Respondents submitted the attached "Stipulation Striking Respondents' Affirmative Defenses from the Answer and Order." (Attachment 1). The parties stipulate and agree that the six Affirmative Defenses raised by Respondents in their Answer be stricken since these same defenses are raised in the general denial section of the Answer.

It is hereby ORDERED that the Answer be, and is hereby amended, as set forth in Attachment 1.

ORDERED:



D. Michael Chappell
Administrative Law Judge

Date: January 8, 2009

ATTACHMENT 1

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

_____)	
In the Matter of)	
)	
DANIEL CHAPTER ONE,)	
a corporation, and)	
)	Docket No. 9329
JAMES FEIJO,)	
individually, and as an officer of)	Public Document
Daniel Chapter One.)	
)	
_____)	

**COMPLAINT COUNSEL AND RESPONDENTS' STIPULATION STRIKING
RESPONDENTS' AFFIRMATIVE DEFENSES FROM THE ANSWER AND ORDER.**

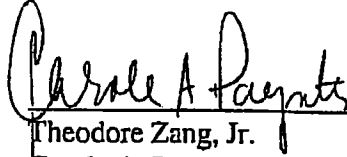
On September 19, 2008, Complaint Counsel filed its Complaint in this matter against Respondents Daniel Chapter One and James Feijo (collectively, "Respondents") and Respondents filed their Answer to the Complaint on October 14, 2008 ("Answer"), asserting six Affirmative Defenses, to which Complaint Counsel objected. Pursuant to RULE OF PRACTICE § 3.22(f), Complaint Counsel and Respondents subsequently conferred about the Complaint Counsel's intended Motion to Strike the Affirmative Defenses raised in the Answer, in an effort to resolve their differences. The parties were subsequently able to reach an agreement resolving their concerns about the same and now do hereby stipulate and agree that:

1. The six Affirmative Defenses raised by the Respondents in their Answer are hereby stricken since these same defenses are raised in the general denial section of the Answer.
2. The Respondents retain all of their rights to pursue the legal theories of defense which are asserted in the general denial section of their Answer, as amended by this Stipulation and Order.
3. Nothing in this Stipulation impairs or negates Complaint Counsel's rights under the Rules of

Practice to seek to limit discovery as to these defenses or to seek to exclude from the trial, any evidence gathered as to the defenses.

Respectfully submitted:

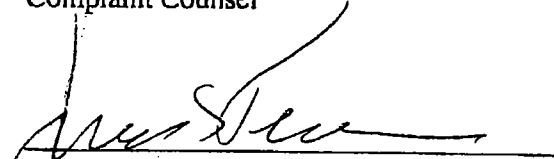
Dated: December 11, 2008



Theodore Zang, Jr. (212) 607-2816
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Federal Trade Commission
Alexander Hamilton U.S. Custom House
One Bowling Green, Suite 318
New York, NY 10004

Complaint Counsel

Dated: Dec 18 2008



James S. Turner, Esq.
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1400 16th Street NW, Suite 101
Washington, DC 20036

Counsel for Respondents

ORDER

The Parties having agreed to an amendment to the Answer and on review of the proposed amendment, I find that determination of the controversy on the merits will be facilitated thereby:

THEREFORE, IT IS ORDERED THAT

The Answer be, and is hereby, amended as set forth in the Stipulation of the parties dated December __, 2008, immediately above.

ORDERED:

D. Michael Chappell,
Chief Administrative Law Judge (Acting)

Dated: _____