ORIGINAL





)
In the Matter of)
)
UNIVERSAL COMPUTERS AND)
ELECTRONICS, INC.,)
d/b/a Appliancebestbuys.com, and,) DOCKET NO. 9347
d/b/a universallcdtv.com,)
Respondent.) PUBLIC DOCUMENT
^)
)

JOINT MOTION TO WITHDRAW MATTER FROM ADJUDICATION FOR PURPOSE OF CONSIDERING A PROPOSED CONSENT AGREEMENT

Complaint Counsel and Respondent, pursuant to Commission Rules of Practice 3.25(b) and (c), move that the above-captioned matter be withdrawn from adjudication for the purpose of considering a proposed consent agreement. The proposed consent agreement has been executed by Complaint Counsel and Respondent and has been approved by the Director of the Bureau of Consumer Protection. The proposed consent agreement, which conforms to the requirements of Commission Rule of Practice 2.32, is attached to this motion. The proposed consent agreement, if accepted by the Commission, would resolve this matter in its entirety.

The parties respectfully request that the Secretary, pursuant to Rule 3.25(c), enter the attached order withdrawing this matter from adjudication and staying all proceedings before the Administrative Law Judge pending a determination by the Commission with respect to the proposed consent agreement. Pursuant to Rule 3.25(b), the parties further request that the proposed consent agreement not be placed on the public record unless and until it is accepted by

the Commission.

Respectfully submitted,

Laura Schneider

Matthew Wilshire

Division of Enforcement/Bureau of Consumer Protection

Federal Trade Commission

600 Pennsylvania Avenue, N.W. M-8102B

Washington, D.C. 20580

(202) 326-2604

lschneider@ftc.gov

mwilshire@ftc.gov

Complaint Counsel

Dated: August <u>3</u>, 2011

Richard S. Neubarth, Esq. 277 Broadway, Suite 408 New York, New York 10007 (646) 263-1948 jurispita@aol.com

Attorney for Respondent

the Commission.

Respectfully submitted,

Laura Schneider Matthew Wilshire

Division of Enforcement/Bureau of Consumer Protection

Federal Trade Commission

600 Pennsylvania Avenue, N.W. M-8102B

Washington, D.C. 20580

(202) 326-2604

Ischneider@ftc.gov

mwilshire@flc.gov

Complaint Counsel

Dated: August 3, 2011

Richard S. Neubarth, Esq. 277 Broadway, Suite 408
New York, New York 10007
(646) 263-1948
jurispita@aol.com

Attorney for Respondent

UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of)	
)	
UNIVERSAL COMPUTERS AND)	
ELECTRONICS, INC.,)	
d/b/a Appliancebestbuys.com, and,)	DOCKET NO. 9347
d/b/a universallcdtv.com,)	
Respondent.)	PUBLIC DOCUMENT
)	
)	

AGREEMENT CONTAINING CONSENT ORDER

NON-PUBLIC DOCUMENT

[Redacted from Public Version]

UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS:

Jon Leibowitz, Chairman

William E. Kovacic J. Thomas Rosch Edith Ramirez Julie Brill

In the Matter of

UNIVERSAL COMPUTERS AND
ELECTRONICS, INC.,
d/b/a Appliancebestbuys.com, and,
d/b/a universallcdtv.com,
Respondent.

DOCKET NO. 9347

ORDER WITHDRAWING MATTER FROM ADJUDICATION FOR THE PURPOSE OF CONSIDERING A PROPOSED CONSENT AGREEMENT

Complaint Counsel and Respondents, having jointly moved that this matter be withdrawn from adjudication to enable the Commission to consider a proposed consent agreement; and

Complaint Counsel and Respondents having submitted a proposed consent agreement containing a proposed order, executed by the Respondents and by Complaint Counsel and approved by the Director of the Bureau of Consumer Protection, which, if accepted by the Commission, would resolve this matter in its entirety;

IT IS ORDERED, pursuant to Rule 3.25(c) of the Commission Rules of Practice, 16 C.F.R. § 3.25(c), that this matter in its entirety be and it hereby is withdrawn from adjudication, and that all proceedings before the Administrative Law Judge be and they hereby are stayed pending a determination by the Commission with respect to the proposed consent agreement, pursuant to Rule 3.25(f), 16 C.F.R. § 3.25(f); and

IT IS FURTHER ORDERED, pursuant to Rule 3.25(b) of the Commission Rules of Practice, 16 C.F.R. § 3.25(b), that the proposed consent agreement not be placed on the public

record unless and until it is accepted by the Commission.

By the Commission.

Donald S. Clark

Secretary

2

CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of August, 2011, I served the **Joint Motion to** Withdraw Matter from Adjudication for Purpose of Considering a Proposed Consent Agreement (Public Version) upon the following as set forth below:

(1) the original, two paper copies, one copy on cd-rom filed by hand, and one electronic copy via email to:

Donald S. Clark, Secretary Federal Trade Commission 600 Penn. Ave., N.W., Room H-135 Washington, D.C. 20580

(2) One electronic copy via email to:

The Honorable D. Michael Chappell Administrative Law Judge 600 Pennsylvania Ave., N.W., Room H-110 Washington, DC 20580 oalj@ftc.gov

(3) One electronic copy via email to:

Richard S. Neubarth, Esq. 277 Broadway, Suite 408
New York, New York 10007 (646) 263-1948
jurispita@aol.com
Attorney for Respondent

Matthew J. Wilshire Federal Trade Commission