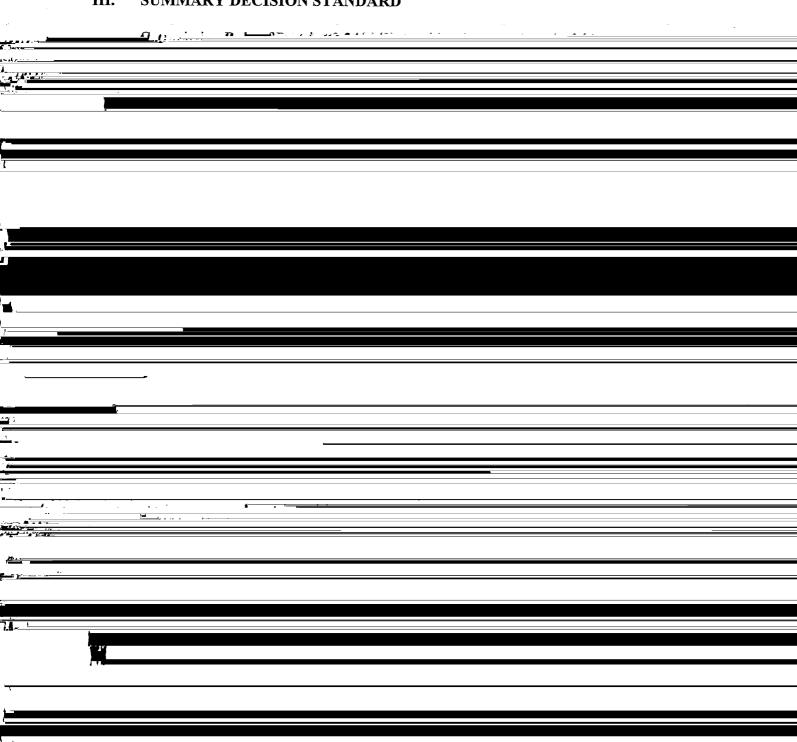
UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION OFFICE OF ADMINISTRATIVE LAW JUDGES

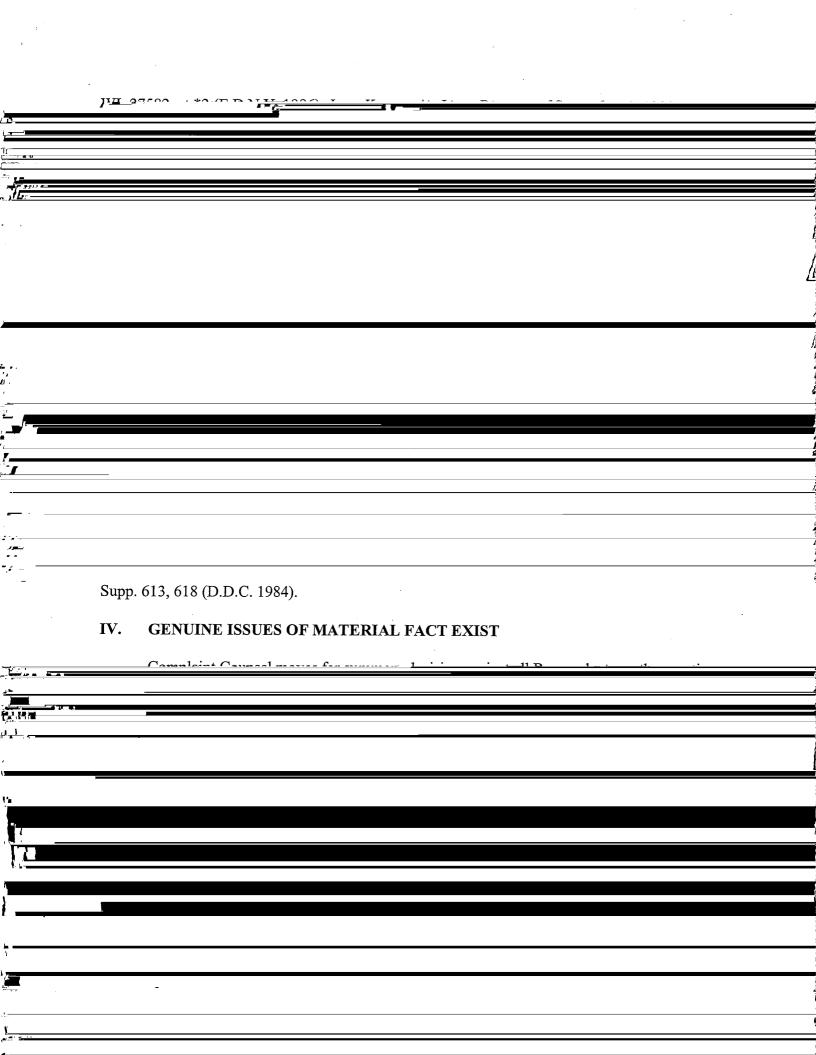
7	In the Matter of BASIC RESEARCH, LLC)		
	NUTRASPORT, LLC SOVAGE DERMALOGIC LABORATORIES, LLC BAN, LLC d/b/a BASIC RESEARCH, LLC OLD BASIC RESEARCH, LLC, RASIC RESEARCH & G WATERHOUSE)	Docket No. 9318	·
	KLEIN-BECKER USA, NUTRA SPORT, and SOVAGE DERMALOGIC LABORATORIES DENNIS GAY DANIEL B. MOWREY d/b/a AMERICAN PHYTOTHERAPY RESEARCH LABORATORY, and MITCHELL K. FRIEDLANDER, Respondents.)		

II. POSITIONS OF THE PARTIES

In its motion, Complaint Counsel asserts that Respondents engaged in acts affecting commerce as alleged in the Complaint; Respondents operated a common business enterprise as alleged in the Complaint; Respondents made the claims challenged in the Complaint; and Respondents' claims are material to consumers. Motion 4-77. In their oppositions, Respondents assert that disputed issues of material facts preclude granting Complaint Counsel's motion. Opposition at 2-84; Friedlander Opposition at 4-20.

III. SUMMARY DECISION STANDARD





V. CONCLUSION AND ORDER

Date: June 27, 2005

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	summary decision, as a matter of law, at this stage of the proceeding. For the above-stated reasons, Complaint Counsel, the moving party, is not entitled to partial summary decision as a matter of law. Complaint Counsel's motion for partial summary decision is DENIED .
	ORDERED:
	Slephof Myoune
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Chief Administrative Law Judge