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UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of

ECM BioFilms, Inc.,
a corporation, also d/b/a
Enviroplastics International

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Docket No. 9358

PUBLIC DOCUMENT

JOINT MOTION TO RESET THE FACT DISCOVERY DEADLINE

Complaint Counsel and Respondent ECM Biofilms ("ECM") continue to negotiate

regarding the potential service of certain third party subpoenas to ECM' s customers. In the event

negotiations fail, ECM anticipates seeking a protective order. To facilitate negotiations,

however, and to avoid possibly unnecessary motions practice, the parties jointly ask the Court to

reset the fact discovery deadline to alleviate the effect of any delay associated with the
'

negotiations. Specifically, both parties stipulate that, in the event between February 5

1 and the date when the Court resolves ECM's motion (regardless of

how the motion is resolved). As such, the parties jointly ask the Court to enter an order to this

effect. Both Complaint Counsel and ECM reserve all other rights.

Dated: February 6, 2014 Respectfully submitted,

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600 Pennsylvania Ave., N.W. M-8102B
Washington, DC 20580
Phone: 202-326-2185; -2551; -3001
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1 February 5 is the date the parties reached this agreement as a way to avoid possibly unnecessary motions practice.

Dated: February 6, 2014

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[PROPOSED] ORDER
GRANTING JOINT MOTION TO RESET THE FACT DISCOVERY DEADLINE

This matter having come before the Chief Administrative Law Judge on February 6,

2014, upon a Joint Motion To Reset the Fact Discovery Deadline, it is hereby ORDERED that

the Joint Motion Is GRANTED.

It is FURTHER ORDERED that, ifECM seeks a protective order regarding the potential

service of third party subpoenas to its customers, the fact discovery deadline will be moved from

Apri13, 2014 back by the number of days between February 5 and the date the Court resolves

ECM's motion (regardless of how the Court resolves ECM's motion).

SO ORDERED:

D. Michael Chappell
Chief Administrative Law Judge

Date:

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PUBLIC DOCUMENT

CERTIFICATE OF SERVICE

I hereby certify that on February 6, 2014, I caused a true and correct copy of the
foregoing to be served as follows:

One electronic copy to the Office of the Secretary, and one copy through the FfC' s e-filing system:

DonaldS. Clark, Secretary
Federal Trade Commission
600 Pennsylvania Ave., NW, Room H-159
Washington, DC 20580
Email: secretary@ftc.gov

One electronic copy and one hard copy to the Office of the Administrative