

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

Docket No. 9374

**JOINT MOTION FOR  
REVISED SCHEDULING ORDER**

Pursuant to Commission Rules of Practice 3.21(c), the Commission's order dated October 26, 2017,<sup>1</sup> and the Court's order dated July 28, 2017,<sup>2</sup> Complaint Counsel and Respondent Louisiana Real Estate Appraisers Board ("LREAB") jointly respectfully move the Court to enter the attached proposed revised scheduling order.

The Commission issued the Complaint in this action on May 30, 2017, with a notice that the hearing would begin on January 30, 2018.<sup>3</sup> After issuing a Scheduling Order on July 6, 2017, the Court entered an order dated July 28, 2017, staying these proceedings for ninety days.

Before the stay expired, Complaint Counsel and LREAB jointly filed a motion with the Commission on October 16, 2016, to extend the stay by an additional thirty days; to reschedule the hearing to begin on May 30, 2018; and to adopt a proposed joint revised schedule of pretrial

---

<sup>1</sup> Commission Order Continuing Stay and Postponing the Evidentiary Hearing, *In re La. Real Estate Appraisers Bd.*, Docket No. 9374 (October 26, 2017).

<sup>2</sup> Administrative Law Judge's Order Granting in Part Motion to Stay Part 3 Proceeding, *In re La. Real Estate Appraisers Bd.*



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

**In the Matter of**

Louisiana Real Estate Appraisers Board,  
Respondent

Docket No. 9374

**[PROPOSED]  
REVISED SCHEDULING ORDER**

- December 1, 2017 - Respondent's Counsel provides preliminary witness list (not including experts) with a brief summary of the proposed testimony.
- January 19, 2017 - Deadline for issuing document requests, interrogatories and subpoenas *duces tecum*, except for discovery for purposes of authenticity and admissibility of exhibits.
- February 9, 2018 - Complaint Counsel provides expert witness list.
- February 23, 2018 - Deadline for issuing requests for admissions, except for requests for admissions for purposes of authenticity and admissibility of exhibits.
- February 26, 2018 - Respondent's Counsel provides expert witness list.
- March 9, 2018 - Close of discovery, other than discovery permitted under Rule 3.24(a)(4), depositions of experts, and discovery for purposes of authenticity and admissibility of exhibits.
- March 26, 2018 - Deadline for Complaint Counsel to provide expert witness reports (to be provided by 4 p.m. EDT).
- April 9, 2018 - Deadline for Respondent's Counsel to provide expert witness reports (to be provided by 4 p.m. EDT). Respondent's expert report shall include (without limitation) rebuttal, if any, to Complaint Counsel's expert witness report(s).
- April 13, 2018 - Complaint Counsel provides to Respondent's Counsel its final

proposed witness and exhibit lists, including depositions, copies of all exhibits (except for demonstrative, illustrative or summary exhibits and expert related exhibits), Complaint Counsel's basis of admissibility for each proposed exhibit, and a brief summary of the testimony of each witness.

Complaint Counsel serves courtesy copies on ALJ of its final proposed witness and exhibit lists, its basis of admissibility for each proposed exhibit, and a brie

- May 10, 2018 - Deadline for depositions of experts (including rebuttal experts) and exchange of expert related exhibits.
- May 10, 2018 - Exchange and serve courtesy copy on ALJ objections to final proposed witness lists and exhibit lists. The Parties are directed to review the Commission's Rules on admissibility of evidence before filing objections to exhibits.
- May 11, 2018 - Deadline for filing motions *in limine* to preclude admission of evidence. *See* Additional Provision 9.
- May 16, 2018 - Deadline for filing motions for *in camera* treatment of proposed

the extent practicable. To the extent the parties agree to the admission of each other's exhibits, the parties shall prepare a list identifying each exhibit to which admissibility is agreed, marked as "JX2" and signed by each party, which list shall be offered into evidence as a joint exhibit. No signature by the ALJ is required.

May 30, 2018

- Commencement of Hearing, to begin at 10:00 a.m. in FTC Courtroom, Room 532, Federal Trade Commission Building, 600 Pennsylvania Avenue, N.W., Washington, D.C. 20547

**CERTIFICATE OF SERVICE**

I hereby certify that on November 9, 2017, I filed the foregoing document electronically using the FTC's E-Filing System and served the following via email:

Donald S. Clark  
Secretary  
Federal Trade Commission  
600 Pennsylvania Ave., NW, Rm. H-113  
Washington, DC 20580  
[ElectronicFilings@ftc.gov](mailto:ElectronicFilings@ftc.gov)

The Honorable D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Ave., NW, Rm. H-110  
Washington, DC 20580

I also certify that I delivered via electronic mail a copy of the foregoing document to:

W. Stephen Cannon  
Constantine Cannon LLP  
1001 Pennsylvania Avenue, NW  
Suite 1300N  
Washington, DC 20004  
[scannon@constantinecannon.com](mailto:scannon@constantinecannon.com)

*Counsel for Respondent Louisiana Real Estate Appraisers Board.*

Dated: November 9, 2017

By: /s/ Lisa B. Kopchik  
Lisa B. Kopchik, Attorney

