

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



_____)	
In the Matter of)	PUBLIC
THE NORTH CAROLINA [STATE] BOARD)	
OF DENTAL EXAMINERS,)	DOCKET NO. 9343
Respondent.)	
_____)	

**RESPONDENT’S MOTION FOR AN EXTENSION OF TIME
TO PROVIDE EXPERT WITNESS LIST**

NOW COMES Respondent, by and through the undersigned attorneys, and moves unto the Administrative Law Judge pursuant to Rule 4.3(b) of the Rules of the Federal Trade Commission for an extension of time to provide its Expert Witness List to Complaint Counsel. In support hereof, Respondent shows unto the Administrative Law Judge that:

1. Respondent’s Expert Witness List is due on November 19, 2010 pursuant to the Scheduling Order of July 15, 2010 and FTC Rule 3.31A(a).
2. Due to other pressing deadlines in this matter, the undersigned counsel has not had sufficient time to prepare Respondent’s Expert Witness List.
3. The time for providing Respondent’s Expert Witness List has not expired pursuant to the Scheduling Order and Rule 3.31A(a) of the FTC’s Rules of Practice.
4. Complaint Counsel has indicated that they will not oppose an extension of time for providing the Expert Witness List.

Wherefore, the Respondent respectfully requests that the Administrative Law Judge grant it a three day extension of time in which to provide its Expert Witness List to Complaint Counsel, to and including the 24th day of November, 2010.

This the 19th day of November, 2010.

ALLEN AND PINNIX, P.A.

/s/ Alfred P. Carlton, Jr.

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CERTIFICATE OF SERVICE

I hereby certify that on November 19, 2010, I electronically filed the foregoing with the Federal Trade Commission using the FTC E-file system, which will send notification of such filing to the following:

Richard C. Donohue, Acting Secretary
Federal Trade Commission
600 Pennsylvania Avenue, N.W.
Room H-159
Washington, D.C. 20580

I hereby certify that the undersigned has this date served copies of the foregoing upon all parties to this cause by electronic mail as follows:

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I also certify that I have sent courtesy copies of the document via Federal Express and electronic mail to:

The Honorable D. Michael Chappell
Administrative Law Judge
Federal Trade Commission
600 Pennsylvania Avenue N.W.
Room H-113
Washington, D.C. 20580
oyalj@ftc.gov

This the 19th day of November, 2010.

/s/ Noel L. Allen

Noel L. Allen

CERTIFICATION FOR ELECTRONIC FILING

I further certify that the electronic copy sent to the Acting Secretary of the Commission is a true and correct copy of the paper original and that I possess a paper original of the signed document that is available for review by the parties and by the adjudicator.

/s/ Noel L. Allen

Noel L. Allen

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In the Matter of)	
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THE NORTH CAROLINA [STATE] BOARD OF DENTAL EXAMINERS,)	DOCKET NO. 9343
)	
Respondent.)	
)	

**ORDER GRANTING RESPONDENT’S MOTION FOR AN EXTENSION
OF TIME TO PROVIDE EXPERT WITNESS LIST**

On Friday, November 19, 2010 Respondent North Carolina State Board of Dental Examiners submitted a Motion for Extension of Time to Provide Expert Witness List. Respondent states that its Expert Witness List is due November 19, 2010 and that Complaint Counsel has indicated that it will not oppose an extension of time until November 24, 2010.

Based upon the foregoing, the Motion is GRANTED, and it is hereby ORDERED that Respondent shall have until November 24, 2010 to provide its Expert Witness List to Complaint Counsel.

ORDERED:

D. Michael Chappell
Chief Administrative Law Judge

Date: November 11, 2010